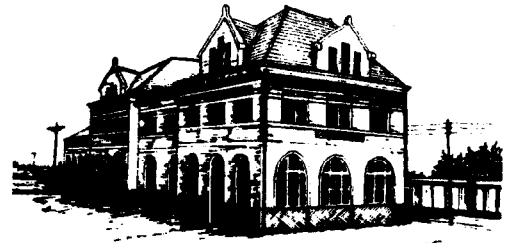


City of CRESTON, IOWA

116 W. Adams • P.O. Box 449 • Creston, Iowa 50801-0449

Phone 641-782-2000 • Fax 641-782-6377



Creston's Restored Depot and City Hall

MAYOR: Warren Woods

COUNCIL: Larry Wynn, Randy White, Loyal Winborn, Betty Shelton, Marsha Wilson, Larry Wagner, Terry Koets

CITY CLERK: Lisa Williamson

CITY ADMINISTRATOR: Mike Taylor

CITY ATTORNEY: Skip Kenyon

Regular Meeting Agenda

City Hall/Restored Depot

Council Chambers

August 18, 2009

6:00 p.m.

Last updated: 8/14/2009 1:44 PM

- 1. Call Meeting to Order**
- 2. Pledge of Allegiance**
- 3. Roll Call**
- 4. Consideration of Agenda**
- 5. Consider Adoption of the Consent Agenda – NOTE:** *These items are routine items and will be enacted by one motion without separate discussion unless a Council member requests an item be removed for separate consideration.*
 - a. Minutes of August 4, 2009 – Regular Meeting
 - b. Claims and Fund Transfers:
 - i. Total Claims - \$94,690.95
 - ii. Fund Transfers - \$5,000.00
 - c. Licenses/Permits:
 - i. Amusement – Panther Lanes (Terry Harrison)
 1. **Refund** – Ron & Nancy Norris (Panther Lanes) - \$44.61
 - ii. Cigarette –
 - iii. Liquor – Twilight Zone; Panther Lanes (Terry Harrison)
 1. **Refund** – Ron & Nancy Norris (Panther Lanes)
 - iv. Beer/Wine –
 - v. Outdoor Service –
 - vi. Parade – SW Iowa Hot Air Balloon Committee
 - d. Appointments:
- 6. Public Forum –** *The Mayor and City Council welcome comments from the public on any subject pertaining to City business, including items on this agenda. You are asked to state your name and address for the record and to limit your remarks to 3 minutes in order that others may be given the opportunity to speak. The Order of Business is at the discretion of the Chair. No action will be taken.*
- 7. New Business**
 - a. Resolution to approve Commercial Tax Abatement Request – Panther Lanes, LLC (Terry Harrison)
 - b. Appointment with Mike Brentnall regarding Peddler's, Solicitor's and Transient Merchant's license amendments
 - c. Motion to establish Third and Final Reading on Ordinance 10-115 – An ordinance amending provisions pertaining to Peddler's, Solicitor's and Transient Merchant's licenses

- d. Resolution to acknowledge settlement agreements for tobacco violation notice – Creston Farm & Home
- e. Resolution to acknowledge settlement agreements for tobacco violation notice – Wal-mart
- f. Public Hearing on the proposition to authorize a Loan and Disbursement Agreement and the issuance of Notes for \$1,448,000 for the East Side Sewer Project 2009
- g. Resolution instituting proceedings to take additional action for the authorization of a Loan and Disbursement Agreement and the issuance of \$1,448,000 Sewer Revenue Capital Loan Notes for the East Side Sewer Project 2009
- h. Resolution to approve Deer Management and application form for the City of Creston
- i. Resolution to special assess nuisance abatement charges due to non-payment by property owners – mowing nuisances
- j. Resolution to approve recommendation from the Planning & Zoning Commission to approve a conditional use permit
- k. Request by Karla Hynes for temporary street closing – Annual Myrtle Street Block Party – on Myrtle Street between Jefferson and Russell on August 22, 2009 from 4 p.m. – 10 p.m.
- l. Request by SW Iowa Hot Air Balloon Committee for temporary street closings (see attached)
- m. Request by Southern Prairie YMCA & Bluegrass Optimist Club of Creston for temporary street closing on Park Street between Adams and Kirby for 5K Balloon Day Fun Run on September 19, 2009 from 8:00 a.m. – 9:30 a.m.

8. Other Items

9. Adjournment

REGULAR MEETING OF THE CRESTON CITY COUNCIL AUGUST 4, 2009

The Creston City Council met in regular session at 6:00 o'clock P.M. on the above date in the Council Chambers of the City Hall Complex with Mayor Woods presiding.

Roll call being taken with the following Council members present: Wynn, White, Winborn, Shelton, Wilson, Wagner and Koets.

Mayor Woods moved Item F – regarding the City of Creston Deer Management Program and application form – from New Business to Other Items for discussion.

Wagner moved seconded by Winborn to approve the agenda. All voted aye. Motion declared carried.

Shelton moved seconded by Wilson to approve the consent agenda, which included approval of minutes of the regular meeting on July 21 and special meeting on July 30, 2009, claims of \$154,754.63, and amusement license for Montgomery Street Pub. All voted aye. Motion declared carried.

During Public Forum, Chuck Erickson, Thelma Luddington, Peggy Erskine, Janna Steed and Deanna Moreland expressed their concerns regarding the new rules for trash pickup. Larry Moreland stated he felt the City is looking worse than it ever has. Troy Donner said he would like to see the City maintain the alleys better. Peggy Erskine and Mike Brentnall asked Council to reconsider the pricing structure on the proposed Peddler's Ordinance. Councilperson Wagner asked the public to please give these new changes in the trash pickup a chance.

Dan Hayes, owner of the Twilight Zone, explained his plans for putting an awning on the front of his business, located at 129 N. Pine Street, and said he had changed his original plans and is no longer planning to put up a windbreak.

A resolution was offered by Wynn seconded by Wilson to approve an easement to construct and awning at 129 N. Pine Street and authorize the Mayor and Clerk to execute the proper documentation. Wagner, Koets, Wynn, White, Winborn, Shelton and Wilson voted aye. Resolution declared passed.

A resolution was offered by White seconded by Koets to approve a contract with Grimes Asphalt for the East Prairie Street Resurfacing posed to be paid for with \$62,778 from Federal Stimulus (ARRA) Funds, \$8,098 STP Funds and \$2,024 City Funds (local match) and authorize the Mayor and Clerk to execute the proper documentation. Winborn, Shelton, Wilson, Wagner, Koets, Wynn and White voted aye. Resolution declared passed.

Winborn moved seconded by Wilson to establish the Second Reading of Ordinance Number 10-115 entitled: an ordinance amending the Code of Ordinances of the City of Creston, Iowa, 1996, by amending provisions pertaining to Peddler's, Solicitor's and Transient Merchant's Licenses, Chapter 122. Wynn, White, Winborn, Shelton, Wilson and Wagner voted aye. Koets voted nay. Second Reading established.

A resolution was offered by Wilson seconded by White to amend the current contract for auditing and financial consulting services for a single audit with additional fees not to exceed \$4,000 and authorize the Mayor and Clerk to execute the proper documentation. Shelton, Wilson, Wagner, Koets, Wynn, White and Winborn voted aye. Resolution declared passed.

A resolution was offered by Wagner seconded by Shelton to set a Public Hearing for August 18, 2009 at 6:00 p.m. on the proposition to authorize a Loan and Disbursement Agreement and the issuance of Notes for \$1,448,000 for the East Side Sewer Project 2009 and authorize the Mayor and Clerk to execute the proper documentation. Wynn, White, Winborn, Shelton, Wilson, Wagner and Koets voted aye. Resolution declared passed.

A resolution was offered by Shelton seconded by Wagner to approve an amendment of the estimated budget and timeline for the McKinley Park Safe Room and authorize the Mayor and Clerk to execute the proper documentation. Wilson, Wagner, Koets, Wynn, White, Winborn and Shelton voted aye. Resolution declared passed.

Wagner moved seconded by Shelton to approve a temporary street closing request for the International Food Fair on September 13, from 10:00 a.m. – 8:00 p.m. on Clark Street from Oak Street to Elm Street. All voted aye. Motion declared carried.

Under Other Items, Mayor Woods advised Council of the proposed Deer Management Program and asked them to talk with their constituents to see what their thoughts were on this. This item will be put on the agenda for the next Council Meeting scheduled for August 18, 2009.

Wagner moved seconded by Wilson to adjourn the meeting. All voted aye. Motion declared carried. Council adjourned at 6:40 P.M.

Mayor

Attest:

City Clerk

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
POLICE PROTECTION	GENERAL FUND	CRESTON AUTOMOTIVE	FAN MODULE-'06 CAR	178.06
		CRESTON PUBLISHING CO	5 DAY 1X3 AD-CAR/TRUCK	41.98
		GALLS INCORPORATED	CITATION HOLDER	26.98
		LUTHER, CORY	MILEAGE REIMBURSEMENT	154.00
		OFFICE MACHINES	ONE BOX REPORT COVERS	37.99
		OMB POLICE SUPPLY	PATROL BOOTS-RED CONES	304.93
		PETZNICK'S	500 TIME CARDS	89.00
		SIGNS BY CAC	911 DECALS ON UNIT #16	40.00
		SIMMONS GUN SPECIALTIES INC	AMMUNITION-SLUGS	2,019.60
		SUPREME CLEANERS	UNIFORM CLEANINGS-JUL'09	203.00
		TREASURER - STATE OF IOWA	FIREARMS INSTR. SCHOOL	500.00
			TOTAL:	3,595.54
FIRE PROTECTION	GENERAL FUND	CRESTON CITY WATER WORKS	WATER-FIRE	30.48
		EAGLE ENGRAVING	ACCOUNTABILITY TAGS	20.20
		FIREGUARD INC	SHIPPING/HANDLING-NOZZLE/S	54.61
		MCI MEGA PREFERRED	LONG DISTANCE	4.28
		PETTY CASH - FIRE	#1422-POSTAGE	27.70
			#1423-FUSE	3.37
			#1424-FASTNER	3.99
			#1425-BULB	7.19
		SWISSPHONE LLC	PAGER	485.00
		ACS FIREHOUSE SOFTWARE	ANNUAL SOFTWARE SUPPORT	625.00
			TOTAL:	1,261.82
BUILDNG & HSNG SAFETY	GENERAL FUND	CRESTON PUBLISHING CO	LEGAL ADS/NOTICES-JUL'09	51.13
			TOTAL:	51.13
AL CONTROL	GENERAL FUND	CRESTON VET CLINIC PC	EUTHANIZE DOG	6.50
			TOTAL:	6.50
STREET LIGHTING	GENERAL FUND	ECHO GROUP INC	1 CASE PHOTO CELLS	162.48
			TOTAL:	162.48
AIRPORT	GENERAL FUND	B M SALES	1 CASE PAPER TOWELS	76.25
		WASTE MANAGEMENT	DUMPSTER-JUL'09	61.96
		MCI MEGA PREFERRED	LONG DISTANCE	0.57
		SOUTHWEST IOWA RURAL ELECTRIC	ELECTRICITY-AIRPORT	35.00
		WEST AVIATION INC	PER FBO CONTRACT	1,354.17
			TOTAL:	1,527.95
SOLID WASTE CLCT/DSPSL	GENERAL FUND	WASTE MANAGEMENT	GARBAGE COLLECT-JUL'09	35,978.78
		PRAIRIE SOLID WASTE AGENCY	11-TIRES	33.00
		WILLETS & WOOSLEY	PUMP PORTA-POTTIE	51.00
			TOTAL:	36,062.78
LIBRARY SERVICES	GENERAL FUND	CRESTON CITY WATER WORKS	WATER-LIBRARY	14.99
		CRESTON PUBLISHING CO	1 DAY AD LIBRARY CLOSED	24.88
		WASTE MANAGEMENT	DUMPSTER-JUL'09	40.89
		MCI MEGA PREFERRED	LONG DISTANCE	7.23
			TOTAL:	87.99
FISH	GENERAL FUND	ABC SIGN & DISPLAY	FLAG POLE CAP	81.83
		AKIN BUILDING CENTER	POSTS-BRACE BAND-RAIL END	149.77
		BARKER IMPLEMENT & MOTOR CO INC	MALE TIP	15.10
			SNAP RING-BUSHING	11.29

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
			6 YDS M-4 NO ASH	767.00
		ARAMARK (LAUNDRY ACCTS)	LAUNDRY SERVICE	29.94
		NORSOLV SYSTEMS ENVIRONMENTAL SERVICES	SERVICE CLEANING UNIT	103.45
		CJ COOPER & ASSOCIATES INC	RNDM DRUG-HAYS, HARRIS	60.00
		DIAMOND VOGEL PAINTS	6-5GAL WHITE PAINT	561.30
		HAWKEYE TRUCK EQUIPMENT	3-5" TEMP/SITE GUAGE	65.35
		MCI MEGA PREFERRED	LONG DISTANCE	4.41
		NAPA	TORQUE SET-DISC BRAKE WLS	98.57
		SCHILDBERG CONSTRUCTION COMPANY INC	16.88 TON BACKFILL CHIPS	122.39
			16.22 TON BACKFILL CHIPS	199.51
			15.89 TON BACKFILL CHIPS	195.45
			44.36 TON BACKFILL CHIPS	545.63
			38.77 TON BACKFILL CHIPS	476.89
			23.07T 3/8" CHIPS	283.77
			45.56T 3/8" CHIPS	560.39
			39.15 T CLASS E RIP RAP	783.00
		VANDER HAAG'S INC	1-REBUILT SEAT-'85 FORD	300.00
		ZIEGLER INC	KNOB W/SWITCH	45.12
			TOTAL:	5,536.17
SNOW AND ICE CONTROL	ROAD USE TAX	INDEPENDENT SALT COMPANY	25.55 T ROAD SALT	1,604.28
			26.95 T ROAD SALT	1,692.19
		IOWA DEPT OF TRANSPORTATION	GRADER BLADES	1,167.48
			TOTAL:	4,463.95
MC KINLEY PARK RENOVAT RESTRICTED GIFTS-M	CRESTON PUBLISHING CO		LEGAL ADS/NOTICES-JUL'09	316.43
		HY-VEE, INC	ITEMS FOR CONCERT IN PARK	768.72
		WEBB, RON	BAND SHELTER ROOF	2,100.00
			TOTAL:	3,185.15
SANITARY SEWER/WASTWTR SEWER OPERATING FU	AD-VANCE CHEMICAL CO LTD		2 CASES CONSUME	137.10
	CRESTON CITY WATER WORKS		1/2 ONE CALLS-JUL'09	33.75
	WASTE MANAGEMENT		DUMPSTER-JUL'09	75.14
	DRAPER/SNODGRASS/MIKKELSEN & CO PC		PARITY LETTER-SRF LOAN	300.00
	HYGIENIC LABORATORY		2-NH3'S	36.00
			2-BOD'S & 2-NH3'S	108.00
			1-PLANT METALS	116.00
			1 BOD	36.00
			3-CBODS, 3-TSS, 3-NH3, 3-ECO	315.00
			1-BOD	36.00
			2-NH3'S	36.00
			2-NH3'S	36.00
			BODS	72.00
			9-TOTAL FLOURIDE	162.00
			1 BOD; 1 TSS	54.00
	ECHO GROUP INC		PHOTO EYE-LIGHT FIXTURE	222.85
	MCI MEGA PREFERRED		LONG DISTANCE	10.08
	PETTY CASH - SANITATION		#497207-SUPPLIES	6.45
			#497208-SERVICES	10.00
			#497209-BUSHING	7.08
			#497210-PIPE	56.24
	UPS		POSTAGE	18.06
			POSTAGE	18.21
			TOTAL:	1,901.96
ANIMAL CONTROL	ANIMAL SHELTER *AG	CRESTON PUBLISHING CO	BUSINESS CARDS	30.82

FUND TRANSFERS FOR PERIOD ENDING:

08/19/09

POSTING DATE

ACTG PER

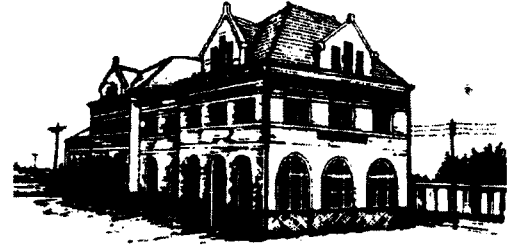
GLJ NO.

THE FOLLOWING TRANSFERS ARE SCHEDULED TO BE MADE AFTER COUNCIL APPROVAL:

AMOUNT	FROM	TO	-G/L ACCT-	DR	CR
\$ 5,000.00	009 HOTEL-MOTEL TAX	001 GENERAL FUND	009 6910	5,000.00	
			009 1110		5,000.
	FOR: CONTRIBUTION-BALLOON DAYS		001 1110	5,000.00	
	VENDOR: SOUTHWEST IA BALLOON COMMITTEE		001 4830		5,000.
\$ 5,000.00	TOTAL - TRANSFERS		HASH TOTALS:	\$ 10,000.00	\$ 10,000.00

CRESTON POLICE DEPARTMENT

302 N. Pine Street Creston, IA 50801-0449
Phone 641-782-8402 • Fax 641-782-8404



Creston's Restored Depot and City Hall

To: Lisa Williamson, City Clerk

From: Paul Ver Meer, Chief of Police

Subj: Twilight Zone

Date: August 6, 2009

Lisa,

As you requested I have looked for any past violations by the establishments that would block their request for a new liquor license. I have found no alcohol violation for the establishment within the past year.

— A records check found numerous occasions where officers responded to reports of fighting, assaults, public intoxication, ect.... at the establishment. I have attached a copy of calls for service for 129 North Pine from August 2008 until June 2009. While I am concerned about the number of calls to this establishment, at this time I will recommend the liquor license for the Twilight Zone be approved.

Respectfully,

Paul Ver Meer
Chief of Police

Calls - by Address **08/06/08 -**

Agency#	Call #	Date	Time		Location Address	Call			Caller
			Rcvd	Offense		Location	Dispo	Off#	
01	09C002190	06/06/09	23:00	ASSISTANCE - OTHER	129 N PINE ST	01		1024	
01	09C000156	01/17/09	00:57	DISTURBING THE PEACE	129 N PINE ST	01		1026	
01	09C000178	01/18/09	01:50	FIGHTING	129 N PINE ST	01		1021	
01	09C001564	05/02/09	00:36	FIGHTING	129 N PINE ST	01		1024	
01	08C002619	08/09/08	23:06	ASSISTANCE - OTHER	129 N PINE ST	01		1019	TWILIGHT ZONE
01	08C002622	08/10/08	01:29	FIGHTING	129 N PINE ST	01		1019	TWILIGHT ZONE
02	08S000518	08/10/08	01:29	FIGHTING	129 N PINE ST	01		2010	TWILIGHT ZONE
01	08C002623	08/10/08	01:46	FIGHTING	129 N PINE ST	01		1019	TWILIGHT ZONE
02	08S000519	08/10/08	01:46	FIGHTING	129 N PINE ST	01		2010	TWILIGHT ZONE
01	09C000507	02/13/09	23:04	FIGHTING	129 N PINE ST	01		1019	
01	09C000850	03/14/09	20:43	ASSISTANCE - MEDICAL	129 N PINE ST	01		1019	
03	09M000147	03/14/09	20:44	ASSISTANCE - MEDICAL	129 N PINE ST	01		7501	
01	08C004348	12/21/08	01:34	FIGHTING	129 N PINE ST	01		1021	
10	08F000548	09/13/08	23:27	ASSISTANCE - MEDICAL	129 N PINE ST	01		E1	
03	08M000570	09/13/08	23:27	ASSISTANCE - MEDICAL	129 N PINE ST	01		7501	
01	08C003117	09/14/08	00:48	PUBLIC INTOXICATION	129 N PINE ST	01		1023	
01	09C002747	07/11/09	01:04	CIVIL DISPUTE	129 N PINE ST	01		1025	
01	09C001923	05/22/09	23:40	HARASSING COMMUNICATI	129 N PINE ST	01		1019	HAYES,DANIEL L
01	09C001924	05/22/09	23:58	HARASSING COMMUNICATI	129 N PINE ST	01		1019	
01	09C001926	05/23/09	01:30	FIGHTING	129 N PINE ST	01		1019	
01	09C001952	05/24/09	01:28	FIGHTING	129 N PINE ST	01		1019	
01	09C001040	03/29/09	01:12	FIGHTING	129 N PINE ST	01		1007	
10	09F000175	03/29/09	01:12	FIGHTING	129 N PINE ST	01		E1	
03	09M000172	03/29/09	01:12	FIGHTING	129 N PINE ST	01		7501	
01	09C001776	05/15/09	00:51	TALK TO OFFICER - CIVIL	129 N PINE ST	01		7019	
01	08C003445	10/04/08	22:58	FIGHTING	129 N PINE ST	01		1017	
01	09C002496	06/27/09	00:34	FIGHTING	129 N PINE ST	01		1019	
01	09C001777	05/15/09	01:30	FIGHTING	129 N PINE ST	01		1019	
01	09C001452	04/25/09	01:53	FIGHTING	129 N PINE ST	01		1019	
02	09S000314	04/25/09	01:53	FIGHTING	129 N PINE ST	01		2010	
01	08C004095	11/29/08	01:21	PUBLIC INTOXICATION	129 N PINE ST	01		1024	HAYES,BEAU
01	09C001762	05/13/09	21:47	VEHICLE THEFT	100 N PINE ST	01		1024	MOULIN,REBECCA
01	09C003135	08/03/09	09:38	THEFT-FROM BUILDING	129 N PINE ST	01	04	1030	SPEED,AMANDA OLIVIA
01	08C002835	08/24/08	00:43	DISTURBING THE PEACE	129 N PINE ST	01		1024	
01	08C003683	10/24/08	18:40	TALK TO OFFICER - CRIMIN	129 N PINE ST	01		1007	CORKREAN,CASEY
01	08C003314	09/27/08	01:07	ASSAULT-MISC	129 N PINE ST ST	01		1007	HENSEN,ASHLEY

TO THE CITY COUNCIL-FIRE CHIEF'S REPORT

Class C Liquor License, Outdoor Service and Sunday Sales Permits

Fire Chief's Recommendation for Application By:

Twilight Zone Contact person: Dan Hayes

Address: 129 N. Pine St. Telephone: 641-782-8033

Remarks by Fire Chief: See "Memo of understanding"
fire Marshall order, inspection report

Recommendation to City Council:

Approval of Application X Disapproval of Application* _____
*Explain reason in remarks above

08/12/09
Date

[Signature]
Fire Chief's - Signature

Application received by City Clerk's Office: 08.06.09

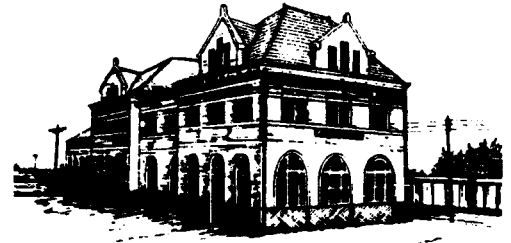
Application will be presented to City Council: 08.18.09

Please file report with City Clerk's Office by: 08.13.09

Applicant's license expires: 08.21.09

City of
CRESTON, IOWA

116 W. Adams • P.O. Box 449 • Creston, Iowa 50801-0449
Phone 641-782-2000 • Fax 641-782-6377



Creston's Restored Depot and City Hall

**Dan Hayes, DBA Twilight Zone
129 N. Pine St.
Creston, Iowa 50801**

Date: August 12, 2009

Subject: Memo of understanding

I Dan Hayes, agree to not use the basement of the Twilight Zone as per the State Fire Marshal's order dated 08/30/05, until a new order of occupancy can be obtained from the Fire Marshal's office and presented to the Fire Chief of Creston.

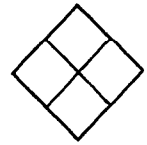
Signed:

Dan Hayes

Todd Jackson, Fire Chief

CRESTON FIRE DEPARTMENT

INSPECTION REPORT



DATE: 8-12-09

BUSINESS NAME: Twilight Zone

SGL-OCC ☐

MULTI-OCC ☐

ADDRESS: 129 North Pine St

PHONE: _____

BUILDING OWNER/MGR: Dan Hayes

PHONE: _____

ADDRESS: _____

CITY: _____ STATE: _____

CONTACT PERSON: _____ 24 HR PHONE: _____

☐ Residential ☐ Office ☐ Merchantile ☐ Industrial ☐ Assembly ☐ Educational ☐ Healthcare ☐ Storage ☐ High Hazard
☐ Hotel - Motel - Number of Rooms: _____ ☐ Apartments - Number in Building: _____ ☐ Dormitories - Number in Building: _____

☐ KNOX BOX - LOCATION: _____

☐ KEY ON TRUCK - DATE VERIFIED: _____ By: _____

GAS SERVICE: ☐ NATURAL ☐ LP CONTROL LOCATION: _____

ELECTRICAL ENTRANCE LOCATION: ☐ OVERHEAD ☐ UNDERGROUND _____

☐ DIRECT ALARM - ALARM ANNUNCIATOR LOCATION: _____

☐ SPRINKLER SIAMESE LOCATION(S): _____

☐ RISER/OS&Y LOCATION: _____

☐ PIV/WIV LOCATION(S): _____

COMMENTS: _____

1. OUTSIDE OF BUILDING

☒ NO LEGIBLE ADDRESS NUMBER

☒ SIAMESE INOPERABLE

☐ OTHER (See Below)

2. HOUSEKEEPING/STORAGE

☐ TRASH/RUBBISH ACCUMULATION

☐ COMBUSTIBLES NEAR IGNITION

☐ FLAMMABLES IMPROPERLY STORED

☐ OTHER (See Below)

3. EXITS, STAIRS & CORRIDORS

☐ NEEDS EXIT SIGNS

☐ NEEDS LIGHTED/RELAMP EXIT SIGNS

☐ EXITWAY OBSTRUCTED

☐ NEEDS PANIC HARDWARE

☐ NEEDS CORRIDOR ILLUMINATION (MIN)

☒ NEEDS EMERGENCY LIGHTING

☐ OTHER (See Below)

4. HEATING/VENTILATION

☐ HAZARD AREA NEEDS 1 HR CONST.

☐ IMPROPER VENT

☐ NEEDS POWER DISCONNECT

☐ OTHER (See Below)

5. ELECTRICAL

☒ IMPROPER USE OF EXT. CORDS

☐ CIRCUITS NEED CHECKED

☐ PANEL NOT MARKED

☐ IMPROPER PANEL OPENINGS

☐ OPEN CONNECTIONS/JCT BOXES

☐ OTHER (see Below)

6. STRUCTURAL

☐ FIRE WALL NEEDS REPAIRED

☐ OTHER (See Below)

7. COMPRESSED GASES

☐ CYLINDERS IMPROPERLY STORED

8. EXTINGUISHING SYSTEMS

☐ NEEDS NEW EXTINGUISHER(S)

☒ EXTINGUISHER NEEDS SERVICED

☐ MOUNT EXISTING EXTINGUISHER

☒ SPRINKLER NEEDS CHECKED/TAG

☐ EXTRA HEADS/WRENCH MISSING

☐ INADEQUATE HEAD CLEARANCE

☐ OTHER (See Below)

9. ALARM SYSTEM

☐ NEEDS SMOKE DETECTOR(S)

☐ NEEDS ZONE MAP

☐ NEEDS SERVICED/TAGGED

☐ OTHER (See Below)

10. HAZARDOUS MATERIALS

☐ NEEDS 704 SIGNAGE/LABELS

☐ IMPROPER STORAGE

☐ OTHER (See Below)

COMMENTS: ⇨ The building needs an address on the front of the building in accordance with city ordinance. The Fire Dept. Connection, to the sprinkler system, needs proper covers placed on the inlets. Emergency lighting throughout the bldg needs repaired—several weren't working. Improper use of extension cords—throughout the entire building, also improper use of multi-plugs throughout bldg. All of the fire extinguishers need to have the annual service check & tagged by a qualified service person. The sprinkler system needs an annual service check, by a qualified service person. The compressed gas cylinders need to be secured.

INSPECTOR(S): *Michael L. L...* COMPLIANCE DATE: 9-12-09

**FIRE MARSHAL'S DIVISION
DEPARTMENT OF PUBLIC SAFETY**

ADDRESS:
STATE FIRE MARSHAL
621 E. 2nd Street
Des Moines, Iowa 5030

WRITE PLAINLY

LOCATION Creston COUNTY Union DATE 8/30/11
OCCUPANT Twilight Zone ADDRESS 129 N Pine
OWNER Don Hayes ADDRESS Creston IA
AGENT _____ ADDRESS _____

WE HAVE INSPECTED THE ABOVE PREMISES AND FIND Type V unparticled build
New construction. "sprinkler manual"

This order supersedes all previous orders.

The basement of the twilight zone shall not be used for occupancy per Chap 7 of Life Safety Code 2000 edition.

- 1) Facility failed to meet minimum ceiling height of 4'6"
- 2) Facility square footage is greater than 1,500 square feet. The facility failed to have a sprinkler system.
- 3) Facility failed to have existing sprinkler system located as first inspected in accordance with National Fire Protection Association C

CORRECT ABOVE CONDITIONS BY Occupancy shall not be granted for the basement of the Twilight Zone
DATE OF COMPLIANCE _____

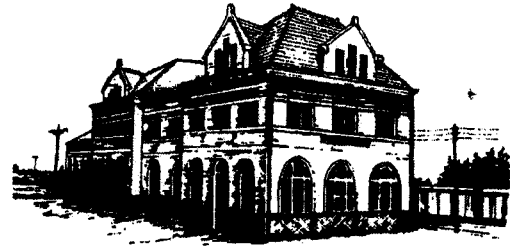
Don Hayes
OCCUPANT

Richard J. Stephens
DEPUTY FIRE MARSHAL

PLEASE NOTIFY THE OFFICE OF THE FIRE MARSHAL UPON COMPLIANCE

CRESTON POLICE DEPARTMENT

302 N. Pine Street Creston, IA 50801-0449
Phone 641-782-8402 • Fax 641-782-8404



Creston's Restored Depot and City Hall

To: Lisa Williamson, City Clerk

From: Paul Ver Meer, Chief of Police

Subj: Panther Lanes

Date: August 13, 2009

Lisa,

As you requested I have looked for any past violations by the establishments that would block their request for a new liquor license. I have found no alcohol violation for the establishment within the past year. I find no reason why a liquor license should not be issued to the Panther Lanes.

Respectfully,

Paul Ver Meer
Chief of Police

TO THE CITY COUNCIL—FIRE CHIEF'S REPORT

Class C Liquor License, Outdoor Service and Sunday Sales Permits

Fire Chief's Recommendation for Application By: Terry Harrison
Panther Lanes Contact person: Ron Norris

Address: 301 N. Cherry St. Telephone: (641) 782-4316

Remarks by Fire Chief: minor infractions to be corrected
in 30 days (Add Extinguishers, emergency lighting
secure CO₂ bottles)

Recommendation to City Council:

Approval of Application X Disapproval of Application* _____
*Explain reason in remarks above
08/13/09 _____
Date Fire Chief's - Signature

Application received by City Clerk's Office: REC'D AUG 13 2009
Application will be presented to City Council: 08.18.09
Please file report with City Clerk's Office by: 08.14.09
Applicant's license expires: _____

- » Home
- » Contact Us
- » Logoff

[Help](#)[License Search](#)[License List](#)[On-Demand Reporting](#)[Keg Registration Search](#)[User Profile](#)

- » Refund Application
- » Applicant Signature
- » Local Endorse

Applicant Signature LC0036630, Panther Lanes, Creston

Complete the information below and click Finish to complete the application. Note that the license fees will only be withdrawn from accounts after the ABD approves the license.

This application must be completed by a person listed in the Ownership Section.

I hereby declare that all information contained in the Application is true and correct. I understand that misrepresentation of material facts in the Application is a crime and grounds for denial of the license or permit under Iowa law. I further understand that, as a condition of receiving a license, the licensed premise is subject to inspection during business hours by appropriate local, state and federal officials.

NOTE: The Applicant's Name must match one of the owner's names from the Ownership screen.

Applicant's Name: Ronald Norris

Date: 08/05/2009

MM/DD/YYYY

License effective date: 01/24/2010

MM/DD/YYYY

From the Alcoholic Beverage Division: \$ 216.13

From your Local Authority: \$ 154.38

Please print a copy of this page for your records before clicking the "FINISH" button.

 Prev

Phone: (866) 469-2223
FAX: (515) 281-7375

[Terms of Service](#)
[Privacy Policy](#)

COM

APPLICATION FOR TAX ABATEMENT FOR THE
CITY OF CRESTON
FOR QUALIFIED COMMERCIAL REAL ESTATE

Please type or print:

APPLICANT (OWNER OF RECORD): TERRY W. HARRISON
STREET ADDRESS: 301 N. CHERRY
MAILING ADDRESS (if different): _____
CITY: CRESTON STATE: IOWA PHONE: 641-782-4316
Name of Other Owners of Record (if any): _____

LEGAL DESCRIPTION

TRACT IN SW¹/₄ SW¹/₄ BEGINNING INTERSECTION E LINE CHERRY ST. &
N LINE MILLS ST. THEN N ALONG E LINE CHERRY ST. 129.5' E 290'
S TO N LINE MILLS ST. W TO BEGINNING SECTION TOWNSHIP RANGE
EXISTING PROPERTY USE: 6-72-30

☐ Single-Family Residential ☐ Vacant
☒ Multi-Residential (Commercial) ☐ Multi-Family (includes duplexes)

CURRENT PROPERTY VALUE (from Assessor's Records):

Land Value: \$ 19,240 Buildings Value: \$ 213,370

TYPE OF QUALIFYING IMPROVEMENTS: (Check One)

☐ New Construction on vacant land.
☐ Additions to existing structures.
☐ Replacement of existing structure(s).
☒ Rehabilitation of existing structure(s).

BRIEF DESCRIPTION OF PROJECT:

RESTRUCTURE ROOF TO PREVENTS LEAKS AND/OR COLLAPSE
REPLACE AND/OR REPAIR ALL 4 NON-WORKING HEAT & AC
WHICH CAUSED TEMPERATURE EXTREMES STRESS ON METAL ROOF
FOUNDATION REPAIR ON SOUTH SIDE OF BUILDING
ESTIMATED OR ACTUAL COSTS OF IMPROVEMENTS:

Dollar Value \$ 40,000 - 70,000 Start Date: 8/13/09

Completion Date: JUNE 2010

(circle one)

Please Note: No change may be made once an application is approved and an exemption is granted.

ACKNOWLEDGEMENTS:

1. A copy of the building permit (if required) is attached.
2. The property to which improvements are made conform to the Creston Zoning Ordinance, and anticipated improvements conform to the Ordinance for Tax Abatement for Qualified Real Estate as adopted on March 08, 1994.
3. The Applicant certifies that all information in this application and all information provided in the support of this application is given for the purpose of obtaining an exemption from taxes on improvements and/or new construction, and is true and complete to the best of the applicant's knowledge.

Applicant's Signature: Ken S. Hanson Date Signed: 8/14/09

CITY COUNCIL ACTION:

____ Approved: Resolution Number: _____ Date: _____
 ____ Disapproved Date Disapproved: _____
 Reason for Disapproval: _____

COUNTY ASSESSOR ACTION:

____ Reviewed and Approved Date: _____ Initialed By: _____
 Assessed Valuation of Improvements: \$ _____
 Reviewed and Disapproved: Date _____ Initialed By _____
 Reason for Disapproval: _____

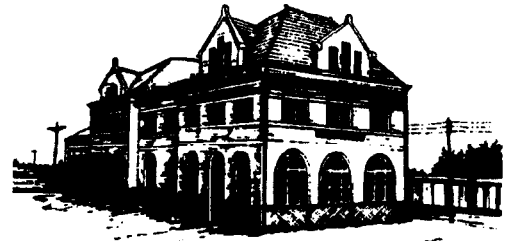
NOTIFICATION OF DETERMINATION

Notification of determination was forwarded to the applicant this _____ day of _____, 19____.

City of
CRESTON, IOWA

116 W. ADAMS + + + P.O. Box 449

CRESTON, IOWA 50801-0449



Creston's Restored Depot

MAYOR/CLERK
641-782-2000

CITY ATTORNEY
641-782-7288

PUBLIC WORKS
641-782-5410

BUILDING DEPT.
641-782-2618

FAX
641-782-6377

Aug 7, 2009
~~May 5, 2009~~

RE: CRESTON FARM & HOME
408 South Sumner Avenue
Creston, IA 50801

Dear City Council:

I have received a signed Acknowledgment/Settlement Agreement regarding the violation of tobacco laws by the above captioned permittee. A copy is enclosed for your records.

I have also enclosed an Order form, accepting this agreement in lieu of a public hearing and concluding this matter. Please approve and sign this Order at your next regularly scheduled meeting. The Original signed Order should then be sent to the permit holder. A copy should be returned to me, **Arnold O. Kenyon, III, Creston City Attorney, 211 North Maple, Creston, IA 50801.**

Thank you for your assistance. Please call me at **(641)782-7007** if you have any questions.

Yours very truly,


Arnold O. Kenyon, III
City Attorney

AOK,III/mack

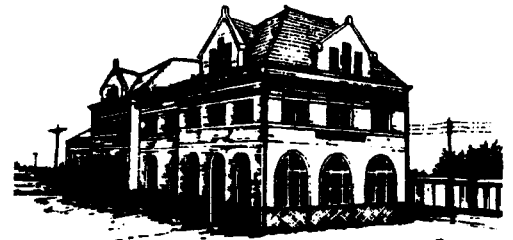
Enclosure

cc: Mayor Warren Woods
#city

City of
CRESTON, IOWA

116 W. ADAMS + + + P.O. Box 449

CRESTON, IOWA 50801-0449



Creston's Restored Depot

MAYOR/CLERK
641-782-2000

CITY ATTORNEY
641-782-7288

PUBLIC WORKS
641-782-5410

BUILDING DEPT.
641-782-2618

FAX
641-782-6377

AUG 7, 2009
May 5, 2009

RE: WAL-MART #1435
806 Laurel Street
Creston, IA 50801

Dear City Council:

I have received a signed Acknowledgment/Settlement Agreement regarding the violation of tobacco laws by the above captioned permittee. A copy is enclosed for your records.

I have also enclosed an Order form, accepting this agreement in lieu of a public hearing and concluding this matter. Please approve and sign this Order at your next regularly scheduled meeting. The Original signed Order should then be sent to the permit holder. A copy should be returned to me, **Arnold O. Kenyon, III, Creston City Attorney, 211 North Maple, Creston, IA 50801.**

Thank you for your assistance. Please call me at **(641)782-7007** if you have any questions.

Yours very truly,


Arnold O. Kenyon, III
City Attorney

AOK,III/mack

Enclosure

cc: Mayor Warren Woods
#city

RESOLUTION NO. ?? – 10**RESOLUTION TO SPECIAL ASSESS NUISANCE ABATEMENT CHARGES DUE TO NON-PAYMENT BY PROPERTY OWNERS:**

WHEREAS, the Creston City Council was presented with an estimate and a list of mowing nuisance abatements for the Summer of 2009, and;

WHEREAS, the City Nuisance Officer had previously filed nuisance abatement orders against the property and the nuisances were not abated in the time prescribed, and;

WHEREAS, the City Nuisance Officer ordered the nuisances abated, and;

WHEREAS, the City Clerk billed the property owners and the City was never paid.

BE AND IT IS HEREBY RESOLVED that the Creston City Council approves that the charges shall be collected in the same manner as general property taxes for the properties legally described as –

Lot 100 Swigert's 1 st ; Parcel #24010-450-100-00 (406 N Vine)	\$175.00
Lot 23 West Creston Sec C; Parcel #24010-360-019-00 (908 W Adair)	\$137.50
Lot 706 OP; Parcel #24010-320-567-00 (300 S Vine)	\$137.50
Lots 411 & 412, OP; Parcel #24010-320-352-00 (303 S Pine)	\$137.50
Lot 16 McDonald's N Sec A; Parcel #24010-390-013-00 (405 N Cherry)	\$137.50
S 10' Lot 231 All Lot 232 and N 30' Lot 233, OP; Parcel #24010-320-207-00 (306 S Maple)	\$137.50
Lot 238 West Creston Section A; Parcel #24010-340-230-00 (812 W Jefferson)	\$137.50
Lot 273, OP; Parcel #24010-320-238-00 (507 S Maple)	\$137.50
W 82' Lot 24, Railroad; Parcel #24010-560-023-00 (401 N Sycamore)	\$175.00
Lot 207, West Creston Sec C; Parcel #24010-360-185-00 (308 Russell Avenue).....	\$250.00

BE AND IT IS FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute the proper documentation necessary.

BE AND IT IS FURTHER RESOLVED that any Resolution in conflict herewith is hereby repealed.

BE AND IT IS FURTHER RESOLVED that this Resolution be effective immediately upon its passage and approval by the Creston City Council.

PASSED AND APPROVED this 18th day of August 2009.

ROLL CALL VOTE	AYE	NAY	ABSENT	ABSTAIN
Larry Wynn				
Randy White				
Loyal Winborn				
Betty Shelton				
Marsha Wilson				
Larry Wagner				
Terri Koets				

ATTEST:

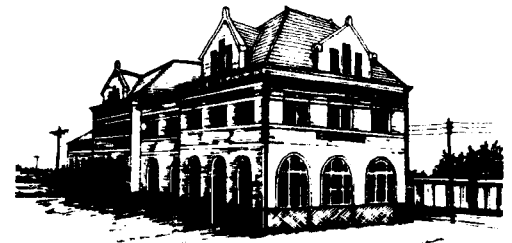
 WARREN WOODS
 MAYOR, CITY OF CRESTON

 LISA WILLIAMSON
 CITY CLERK

City of
CRESTON, IOWA

116 W. Adams • P.O. Box 449 • Creston, Iowa 50801-0449

Phone 641-782-2000 • Fax 641-782-6377



Creston's Restored Depot and City Hall

August 13, 2009

TO: Mayor Woods and City Council Members

RE: Conditional Use Permit Request

On August 11th, the Planning and Zoning Commission held a public hearing regarding a request for a conditional use permit regarding the construction of a 140 foot tall monopole cell tower. The request was made by the Creston School District and US Cellular. The tower is to be placed northwest of the school bus barn.

Property owners within 300 feet of the school property were notified by letter. There was no one from the public present to speak for or against the request, nor was any written correspondence received.

The Zoning Code in Section 166.05(3) Conditional Uses states: Governmental and public utility buildings and structures necessary for the health, safety and general welfare of the community provided that:

- (1) Conformity with the surrounding neighborhood is maintained and required setbacks and side yard requirements are met.
- (2) Equipment is completely enclosed in a permanent structure with no outside storage.

This tower is over 300 feet from any adjacent properties and there will be a small building at the base of the tower for equipment.

To compare the height of this tower to the tower at SWCC, the tower at SWCC is 350 feet tall and this tower will be 140 feet tall.

The Planning and Zoning Commission recommends to the City Council that the conditional use permit be approved for the construction of this tower.

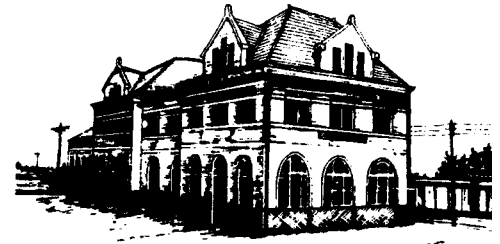
Please contact me with any questions at 782-2000 ext.1

Respectfully submitted,

Kevin Kruse
Zoning Administrator

City of
CRESTON, IOWA

116 W. Adams • P.O. Box 449 • Creston, Iowa 50801-0449
Phone 641-782-2000 • Fax 641-782-6377



Creston's Restored Depot and City Hall

Planning and Zoning Commission
Meeting Minutes
August 11, 2009

The Planning and Zoning Commission meeting was called to order by Dennis Brown at the Creston City Council Chambers at 6:00 p.m.

Members present: Dennis Brown, Martin Shawler and Larry Owens. Member not present: Dan Stephens. One position on the Commission is vacant.

Also present: Kevin Kruse, Zoning Administrator; Rich Kotite and Shaun Hemsted from US Cellular.

A Public Hearing was held for consideration of a request from Creston Community Schools and US Cellular for a Conditional Use Permit to construct a 140' tall mono pole cell tower at 804 Academic Avenue on property owned by the School District and to be leased by US Cellular. The area is zoned as R-1 Single Family.

There was no one present to speak for or against the request. There was no written correspondence.

Rich Kotite and Shaun Hemsted explained that the pole and associated buildings would set northwest of school bus barn and that there would be no guy wires. They explained that the pole was needed to help give better service to areas with poor cell phone reception in that area. The Commission asked if the pole would be lighted at night and they responded that it is not be required to lighted by the FAA. The Commission asked if there would be anything associated with the tower that would affect quality of life for those in the area. Rich Kotite responded that there was not any issue associated with the tower that would have a negative affect on life quality.

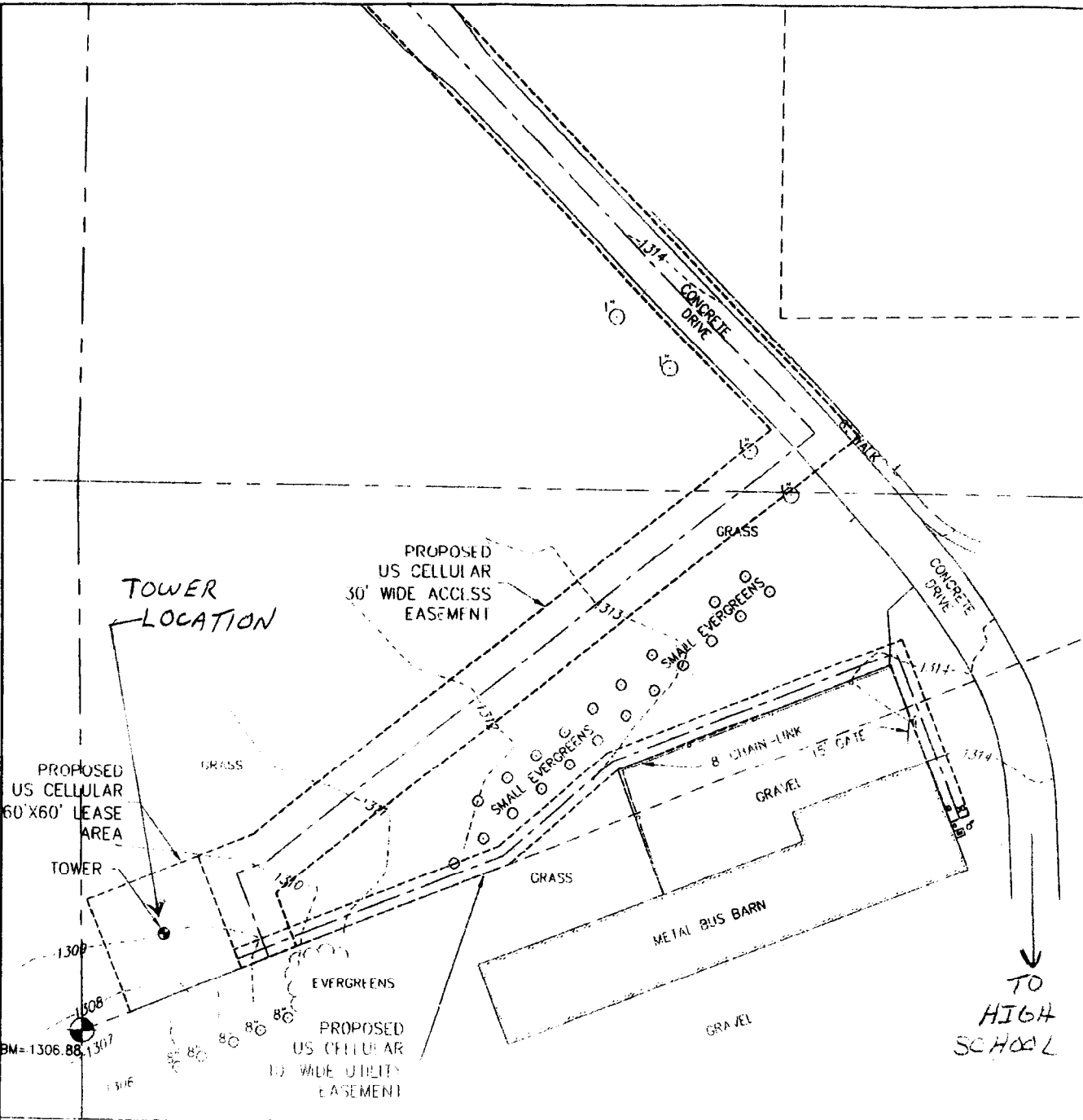
After due consideration Shawler moved and Owens seconded to recommend to the Creston City Council that the Conditional Use Permit to construct a 140' monopole tower be approved. A roll call vote was taken with all present voting in favor of the motion.

The meeting was adjourned at 6:08 p.m.

Respectfully submitted,

Kevin Kruse, Board Secretary

TO NEW MIDDLE
MENTARY SCHOOL



SITE PLAN

SCALE: 1" = 60'



***SOUTHWEST IOWA
HOT AIR BALLOON RACES
208 W. Taylor P. O. Box 471
Creston, Iowa 50801***

REQUESTED STREET CLOSINGS FOR BALLOON DAYS

FRIDAY, SEPTEMBER 18

FOR THE ANTIQUE CAR SHOW: ELM STREET FROM ADAMS TO MONTGOMERY ALONG WITH THE CITY PARKING LOT AT ELM AND MONTGOMERY AND MONTGOMERY STREET FROM ELM TO OAK. AND OAK STREET FROM ADAMS TO MONTGOMERY FROM 3:00 P.M. TO 9:00 P.M.

SATURDAY, SEPTEMBER 19

FOR THE PARADE LINE-UP. FROM WALNUT TO CHERRY ON MONTGOMERY, AND ON CHERRY FROM MONTGOMERY TO HOWARD FROM 9:00 A.M. UNTIL AFTER THE PARADE ABOUT 12:30 P.M.

CLOSE MONTGOMERY FROM CHERRY TO WALNUT FOR THE BUSES TO PARK UNTIL AFTER THE AWARD CEREMONY.

THE WEST DEPOT PARKING LOT ALL DAY FROM 5:00 A.M. TO 5:00 P.M. FOR THE ART AND CRAFT SHOW.

THE EAST DEPOT PARKING LOT FOR THE BANDS AWARD CEREMONY FROM 6:00 A.M. TILL NOON.

WE WOULD LIKE NO PARKING ON SOUTH CHERRY FROM TAYLOR STREET (OR HIGHWAY 34) TO THE CITY LIMITS FOR SAFETY TO THE PUBLIC FROM 6 A.M. TO 10 P.M. ON SATURDAY.

WE WOULD APPRECIATE TRAFFIC CONTROL AT HIGHWAY 34 AND SOUTH CHERRY FOLLOWING LIFT-OFF SATURDAY MORNING, AND AFTERNOON AND AFTER NIGHT GLOW.

FRIDAY, SEPTEMBER 18 AND SATURDAY, SEPTEMBER 19

CLOSE MAPLE STREET FROM ADAMS TO MONTGOMERY FOR THE FLEA MARKET. STOPPING TRAFFIC FROM 8:00 P.M. ON FRIDAY TO SATURDAY AT 6:00 P.M. PLEASE CLOSE THE ALLEY AT MAPLE.

WE NEED A PARADE PERMIT FOR SATURDAY, SEPTEMBER 19, AT 10:30 A.M. THE PARADE ROUTE WILL BE MILLS AT CHERRY WEST TO PINE, SOUTH TO MONTGOMERY, WEST TO DIVISION, SOUTH TO ADAMS, EAST TO THE EAST DEPOT PARKING LOT. WE WOULD APPRECIATE HAVING PARKING RESTRICTED ON THE PARADE ROUTE.

COULD WE PLEASE HAVE THE BARRICADES SET UP EARLY IN THE MORNING.

THANK YOU FOR YOUR HELP IN MAKING BALLOONING A SUCCESS.

SOUTHWEST IOWA HOT AIR BALLOON COMMITTEE

ROGER LANNING
PRESIDENT



YMCA

We build strong kids,
strong families, strong communities.

August 12, 2009

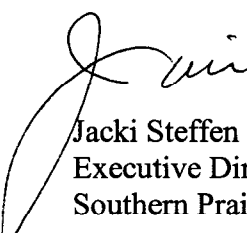
City of Creston
Attn: Mike Taylor, City Administer
116 W. Adams Street
Creston, IA 50801

Dear Mike:

This letter is in regards to the Southern Prairie YMCA and the Bluegrass Optimist Club of Creston 5K Balloon Day Fun Run on September 19 at 8:00 AM until 9:30 AM. This will be the sixth annual event which is held at McKinley Park. I would like the permission of the city to use the park for this event. I will be contacting Creston Police Department about using an officer on Adams Street to help direct traffic. Park Street will need to be blocked off and volunteers will be located at Prairie Street, Adams Street, Stone Street, and Lake Shore Drive to help with directing runners and any traffic we may encounter.

If you have any questions or concerns about this trail, please contact me so we can discuss the issues.

Thank you,



Jacki Steffen
Executive Director
Southern Prairie YMCA

AIRPORT COMMISSION MEETING

PLACE: CITY HALL - RESTORED DEPOT

DATE: AUGUST 10, 2009

TIME: 6:00 P.M.

The Airport Commission meeting of AUGUST 10, 2009
was called to order by KEVIN GLICK at 6:00 p.m.

Other commission members present were LOWE, WAGNER, HOYT
OSMUN

The following were also in attendance: ROGER LANNING

LARRY WEST MIKE TAYLOR

BILL GRAIBE ROB GRABER

LOWE moved seconded by OSMUN

to approve the **agenda**. All voted aye. Motion declared carried.

HOYT moved seconded by LOWE

to approve the **minutes** of JULY 13, 2009. All voted aye. Motion declared
carried.

OSMUN moved seconded by LOWE

to review and approve **claims** for period ending, JULY 22, 2009,

AUGUST 5, 2009. All voted aye.

Motion declared carried.

ITEM NO 5- THERE WAS NO PUBLIC FORUM
THIS MEETING.

ITEM NO 6 UNDER NEW BUSINESS
ROGER LANNING SW IOWA BALLOON DAYS
COMMITTEE CHAIRMAN DISCUSSED THE
UPCOMING SW IOWA BALLOON DAYS
FESTIVAL. CRESTON AIRPORT COMMISSION
ASSURED ROGER ALL COURTESIES AND
ASSISTANCE WOULD BE GIVEN.

BALLOON DAYS WILL BE SEPT 18-19-+20.

ALSO UNDER NEW BUSINESS
BILL GRABE AND ROB GRABER
DISCUSSED THE AIRPORT LAYOUT PLAN

_____ moved seconded by _____

to adjourn the meeting. All voted aye. Motion declared carried. Meeting adjourned at

_____ P.M.

Attest:

Duane Osmun, Secretary

Kevin Glick, Chairman

WITH THE AIRPORT COMMISSION
THERE WERE TWO OPTIONS (ALTERNATE)
SUBMITTED TO THE COMMISSION
ALTERNATE (1) EXTENDS BASICALLY TO
THE SOUTH AND ALTERNATE (2)
EXTENDS TO THE NORTH.

SEE ATTACHED COPIES OF BOTH
PLANS.

IT WAS DECIDED BY COMMITTEE
MEMBERS TO TAKE TIME TO LOOK
OVER THESE PLANS AND MAKE
A DECISION AT A LATER DATE.

NO OTHER ITEMS TO DISCUSS

LOWE moved seconded by OSMUN

to adjourn the meeting. All voted aye. Motion declared carried. Meeting adjourned at

7:10 P.M.

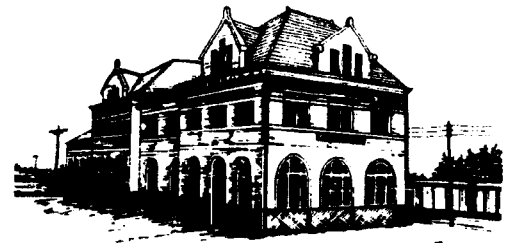
Attest:

Duane Osmun
Duane Osmun, Secretary

Kevin Glick
Kevin Glick, Chairman

City of
CRESTON, IOWA

116 W. Adams • P.O. Box 449 • Creston, Iowa 50801-0449
Phone 641-782-2000 • Fax 641-782-6377



Creston's Restored Depot and City Hall

**Board of Adjustment
Meeting Minutes
August 4, 2009**

Alan Shafer called the meeting to order at 5:00 p.m.

Board members present were Alan Shafer, Tom Braymen, Gary Bucklin, and Ken Stults.

Board member not present were Dick Lechtenberger

Others present; Gary Lybarger; Building Inspector and Kevin Kruse; Zoning Administrator.

The first item for consideration was a request from Brian Wallace to construct a detached garage at 1319 East Howard Street. The reason for the variance request is for failure to have a principal building on a lot, only an accessory building, as set forth in Chapter 166.05 of the Zoning Code. Brian Wallace was unable to attend so Gary Lybarger was present to explain the request. All adjacent neighbors were notified by petition with no objections being received. After due consideration Bucklin moved and Shaffer seconded to approve the request. With a voice vote all present voted in favor of the motion.

The second item for consideration was a request from Jo D. Lacina to construct a roofed front porch at 1108 Sunrise Drive. The reason for the variance request is for failure to meet front yard setback requirements as set forth in Chapter 166.05 of the Zoning Code. Ms. Lacina was unable to be present so Gary Lybarger was present to explain the request. All adjacent neighbors were notified by petition with no objections being received. After due consideration Shaffer moved and Stults seconded to approve the request. With a voice vote all present voted in favor of the motion.

The meeting was adjourned at 5:03 p.m.

Respectfully submitted,

Kevin Kruse
Board Secretary

PARK AND RECREATION BOARD

Meeting Minutes

Tuesday – July 27, 2009

The Park and Recreation Board met in regular session for the month of July. Attending were:

John Kawa	Mark Huff	Chris Lane
Jane Brown	Birdie Sandeman	
Gary Borcharding	Don Mosman	

The Board approved the minutes of the July 22, 2009 meeting.

Motion --- Kawa

Second --- Brown

All voted aye --- Motion carried

The Board approved payment of \$1,573.37 to Iowa Outdoor Products from the McKinley Park Restricted Gift Fund.

Motion --- Kawa

Second --- Brown

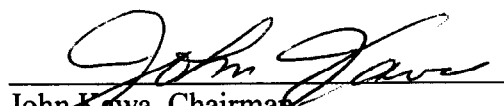
All voted aye --- Motion carried

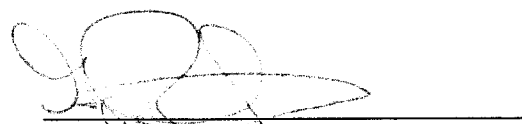
The Board heard a preliminary report on money received from the McKinley Park Festival.

The Board reviewed plans for the Golf Tournament on August 15, 2009, at Pine Valley.

The next meeting is scheduled for Tuesday, August 4, 2009, at 5:30 pm in Shelter #2 in McKinley Park.

The meeting adjourned at 6:30 p.m.


John Kawa, Chairman


Jane Brown, Secretary

MAYOR:
COUNCIL:

Warren Woods
Larry Wynn, Randy White, Loyal Winborn, Betty Shelton, Marsha Wilson, Larry
Wagner, Terry Koets
CITY CLERK: Lisa Williamson
CITY ADMINISTRATOR: Mike
Taylor
CITY ATTORNEY: Skip Kenyon
Creston's Restored Depot and City
Hall
Regular Meeting Agenda City Hall/Restored Depot
Council Chambers August 18,
2009

6:

00 p.m. Last updated: 8/14/2009 1:44 PM
1. Call Meeting to Order
2. Pledge of Allegiance
3. Roll Call
4. Consideration of Agenda
5. Consider Adoption of the Consent Agenda - NOTE: These items are routine items and will be enacted by one motion without separate discussion unless a Council member requests an item be removed for separate consideration.
a. Minutes of August 4, 2009 - Regular Meeting
b. Claims and Fund Transfers:
i. Total Claims - \$94,690.95
ii. Fund Transfers - \$5,000.00
c. Licenses/Permits:
i. Amusement - Panther Lanes (Terry Harrison)
1. Refund - Ron & Nancy Norris (Panther Lanes) - \$44.61
ii. Cigarette
iii. Liquor - Twilight Zone; Panther Lanes (Terry Harrison)
1. Refund - Ron & Nancy Norris (Panther Lanes)
iv. Beer/Wine
v. Outdoor Service
vi. Parade - SW Iowa Hot Air Balloon Committee
d. Appointments:
6. Public Forum - The Mayor and City Council welcome comments from the public on any subject pertaining to City business, including items on this agenda.

Attest:

You are asked to state your name and address for
City Clerk
08-14-2009 10:14 AM
C O U N C I L R E P O R T
PAGE:1
DEPARTMENT
FUND VENDOR NAME DESCRIPTION AMOUNT
POLICE PROTECTION
GENERAL FUND CRESTON AUTOMOTIVE FAN MODULE-06
CAR 178.06
CRESTON PUBLISHING CO 5 DAY 1X3 AD-
CAR/TRUCK 41.98
GALLS INCORPORATED CITATION
HOLDER 26.98
LUTHER, CORY MILEAGE REIMBURSEMENT 154.00
OFFICE
MACHINES ONE BOX REPORT COVERS 37.99
OMB POLICE
SUPPLY PATROL BOOTS-RED CONES 304.93
PETZNICK'S 500 TIME
CARDS 89.00
SIGNS BY CAC 911 DECALS ON UNIT #16 40.00
SIMMONS
GUN SPECIALTIES INC AMMUNITION-SLUGS 2,019.60
SUPREME
CLEANERS UNIFORM CLEANINGS-JUL'09 203.00
TREASURER - STATE OF
IOWA FIREARMS INSTR. SCHOOL 500.00
TOTAL: 3,595.54
FIRE
PROTECTION GENERAL FUND CRESTON CITY WATER WORKS WATER-
FIRE 30.48
EAGLE ENGRAVING ACCOUNTABILITY TAGS 20.20
FIREGUARD
INC SHIPPING/HANDLING-NOZZLE/S 54.61
MCI MEGA PREFERRED LONG
DISTANCE 4.28
PETTY CASH - FIRE #1422-POSTAGE 27.70
#1423-
FUSE 3.37
#1424-FASTNER 3.99
#1425-BULB 7.19
SWISSPHONE
LLC PAGER 485.00
ACS FIREHOUSE SOFTWARE ANNUAL SOFTWARE
SUPPORT 625.00
TOTAL: 1,261.82
BUI

FOR:
VENDOR:

CONTRIBUTION-BALLOON DAYS
SOUTHWEST IA BALLOON COMMITTEE
TO001 GENERAL FUND-GIL ACCT-
DR009 6910 5,000.00 009 1110001 1110 5,000.00 001 4830CR5,000.005,000.00\$
5,000.00 TOTAL -TRANSFERS HASH TOTALS: \$ 10,000.00 \$ 10,000.00
-CRESTON POLICE DEPARTMENT
302 N. Pine Street Creston, IA 50801-0449
Phone 641-782-8402 • Fax 641-782-8404
(Creston's Restored Depot and City Hall
Lisa Williamson, City Clerk

To:
From:
Subj:
Received:

Paul Ver Meer, Chief of Police
Twilight Zone
August 6, 2009
Lisa, As you requested I have looked for any past violations by the establishments that would block their request for a new liquor license. I have found no alcohol violation for the establishment within the past year. ---. A records check found numerous occasions where officers responded to reports of fighting, assaults, public intoxication, etc.... at the establishment. I have attached a copy of calls for service for 129 North Pine from August 2008 until June 2009. While I am concerned about the number of calls to this establishment, at this time I will recommend the liquor license for the Twilight Zone be approved.
Respectfully,
Paul Ver Meer Chief of Police
18/06/09 09:37:58 Creston Police Department Page # 1
Calls - by Address 08/06/08
Ency# Call # Date Time Location Address Call Pri# Rcvd Offense Location D p Off#
Caller) 1 090002190 06/06/09 23:00 ASSISTANCE - OTHER 129 N PINE ST 01 1024) 1 11009C000156 01/17/09 00:57 DISTURBING THE PEACE 129 N PINE ST 01 1026 -) 1 090000178 01/18/09 0 /29 /U /Ze 9. Telephone: o W 777 - 90 3 3
Remarks by Fire Chief: vice 4e orre (e/ e- . ,n ~ e c rag- je Oc f
Recommendation to City Council: Approval of Application x
Disapproval of Application* *Explain reason in re9arks above
Os l2 0 Date
Fire Chiefs -
Signature***** Application received by City Clerk's Office: >

Application will be presented to City Council:
Please file report with City Clerk's Office by:
Applicant's license expires: (A .) / . G` q
City of

v

CRESTON, IOWA
116 W. Adams . P.O. Box 449 . Creston, Iowa 50801-0449 -- -;
Phone 641-782-2000 . Fax 641-782-6377 Creston's Restored Depot and City Hall
Dan Hayes, DBA Twilight Zone
129 N. Pine St.
Creston, Iowa 50801
Date: August 12, 2009
Subject: Memo of understanding
I Dan Hayes, agree to not use the basement of the Twilight Zone as per the State
Fire Marshal's order dated 08/30/05, until a new order of occupancy can be
obtained from the Fire Marshal's office and presented to the Fire Chief of Creston.
Signed:

9'--"~ / rre C4,-f
DATE: 8-12-09
CRESTON FIRE DEPARTMENT
INSPECTION REPORT
BUSINESS NAME:_ Twilight Zone
SGL-OCC ^ MULTI-OCC ^
ADDRESS:_ 129 North Pine St PHONE:
BUILDING OWNER/MGR:_Dan Hayes - PHONE:
ADDRESS: CITY: STATE:
CONTACT PERSON: 24 HR PHONE:
^ Residential ^ Office ^ Merchantile ^ Industrial ^ Assembly ^ Educational ^ Healthcare ^ Storage ^ High Hazard
^ Hotel - Motel - Number of Rooms: ^ Apartments - Number in Building: ^ Dormitories - Number in Building:
^ KNOX BOX - LOCATION:
^ KEY ON TRUCK - DATE VERIFIED: By:
GAS SERVICE: ^ NATURAL ^ LP CONTROL LOCATION:
ELECTRICAL ENTRANCE LOCATION: ^ OVERHEAD ^ UNDERGROUND
^ DIRECT ALARM - ALARM ANNUNCIATOR LOCATION:
^ SPRINKLER SIAMESE LOCATION(S):
^ RISER/OS&Y LOCATION:
^ PIV/WIV LOCATION(S):
COMMENTS:
1. OUTSIDE OF BUILDING
/ LEGIBLE ADDRESS NUMBER
7SIAMESE INOPERABLE
^ OTHER (See Below)
2. HOUSEKEEPING/STORAGE
^ TRASH/RUBBISH ACCUMULATION
^ COMBUSTIBLES NEAR IGNITION
^ FLAMMABLES IMPROPERLY STORED
^ OTHER (See Below)
3. EXITS, STAIRS & CORRIDORS
^ NEEDS EXIT SIGNS
^ NEEDS LIGHTED/RELAMP EXIT SIGNS
^ EXITWAY OBSTRUCTED
^ NEEDS PANIC HARDWARE
4. HEATING/VENTILATION
^ HAZARD AREA NEEDS 1 HR CONST.
^ IMPROPER VENT
^ NEEDS POWER DISCONNECT
^ OTHER (See Below)
5. ELECTRICAL
IMPROPER USE OF EXT. CORDS
^ CIRCUITS NEED CHECKED
^ PANEL NOT MARKED
^ IMPROPER PANEL OPENINGS
^ OPEN CONNECTIONS/JCT BOXES
^ OTHER (see Below)
6. STRUCTURAL
^ FIRE WALL NEEDS REPAIRED
^ NEEDS CORRIDOR ILLUMINATION (MIN) ^ OTHER (See Below)
NEEDS EMERGENCY LIGHTING 7. COMPRESSED GASES
^ OTHER (See Below) ^ CYLINDERS IMPROPERLY STORED
8. EXTINGUISHING SYSTEMS
^ NEEDS NEW EXTINGUISHER(S)
/XTINGUISHER NEEDS SERVICED
V UNT EXISTING EXTINGUISHER

PRINKLER NEEDS CHECKED/TAG
^ EXTRA HEADS/WRENCH MISSING
^ INADEQUATE HEAD CLEARANCE
^ OTHER (See Below)

9. ALARM SYSTEM

^ NEEDS SMOKE DETECTOR(S)
^ NEEDS ZONE MAP
^ NEEDS SERVICED/TAGGED
^ OTHER (See Below)

10. HAZARDOUS MATERIALS

^ NEEDS 704 SIGNAGE/LABELS
^ IMPROPER STORAGE
^ OTHER (See Below)

COMMENTS: b The building needs an address on the front of the building in accordance with city ordinance.

The Fire Dept. Connection, to the sprinkler system, needs proper covers placed on the inlets.

Emergency lighting throughout the bldg needs repaired- several weren't working

Improper use of extension cords- throughout the entire building, also improper use of multi-plugs throughout bldg

All of the fire extinguishers need to have the annual service check & tagged by a qualified service person.

The sprinkler system needs an annual service check, by a qualified serviceperson

The compressed gas cylinders need to be secured

PLIANCE DATE: 9-12-09

FIRE MARSHAL'S DIVISION

WRITE PLAINLY

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`LOCATION ~. , ~'3 _'"~'7 t""« COUNTY ~ ~'!~ , ' : m'; DATE c" 3 # jG~ a'<^

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~; OWNER

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AGENT

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DEPARTMENT OF PUBLIC SAFETY s2~ E. 2nd street

Des Moines, Iowa 50309-18:

~' WE HAVE INSPECTED THE ABOVE PREMISES AND FIND

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ADDRESS

ADDRESS

ADDRESS

ADDRESS:

STATE FIRE MARSHAL

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'CORRECT ABOVE COMMONS BY

DATE OF COMPLIANCE

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PLEASE NOTIFY THE OFFICE OF THE FIRE MARSHAL UPON COMPLIANCE
OCCUPAN
595-0935

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CRESTON POLICE DEPARTMENT
302 N. Pine Street Creston, IA 50801-0449
Phone 641-782-8402 . Fax 641-782-8404
C'reston's Restored Depot and City Hall
To: Lisa Williamson, City Clerk
From: Paul Ver Meer, Chief of Police
Subj: Panther Lanes
Date: August 13, 2009
Lisa,

As you requested I have looked for any past violations by the establishments that would block their request for a new liquor license. I have found no alcohol violation for the establishment within the past year. I find no reason why a liquor license should not be issued to the Panther Lanes.

Respectfully,
Paul Ver Meer
Chief of Police

TO THE CITY COUNCIL-FIRE CHIEF'S REPORT
Class C Liquor License Outdoor Service and Sunday Sales Permits
Fire Chief's Recommendation for Application By: ~i~ ~F;~,~so ~
w,. ~~~i ~. an ~ 5 Contact person: ~on ~v« ~ ~ S
Address: 3d j /1~: ~~~ r f~ Telephone: (~ y~ ~ 78 Z - ~/ 3 / G
Remarks by Fire Chief: N'1~ ~o~ . %~~rc.c~'?~.S
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` add ~f,,~w,3~u~s f e~«y~.,cy /~~/~j

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Recommendation to City Council:
Approval of Application ~_ Disapproval of Application"
~ ~3 0
Date

*Explai eason in rem%~l~,s above

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Fire Chief s - Signature
Application received by City Clerk's Office:

Application will be presented to City Council: ~ ~'. i `~' ~--%(1

Please file report with City Clerk's Office by: ~ ~ ` ,~' l~ ~ _ ` l

Applicant's license expires:

ABD Licensing -Applicant Signature

~ Home

a. Contact Us

Logoff

On-Demand J { Keg Registration

RepR 9 __U ,,. __. Search

~ Refund Application

~ Applicant Signature

~ Local Endorse

Page 1 of 1

Applicant Signature LCO036630, Panther Lanes,
Creston

Complete the information below and click Finish to complete the application.

Note that the license fees will only be withdrawn from accounts after the ABD approves the license.

This application must be completed by a person listed in the Qwnership Section.

I hereby declare that all information contained in the Application is true and correct. I

understand that misrepresentation of material facts in the Application is a crime and

grounds for denial of the license or permit under Iowa law. I further understand that, as

a condition of recieving a license, the licensed premise is subject to inspection during

business hours by appropriate local, state and federal officials.

NOTE: The Applicant's Name must match one of the owner's names from the Ownership screen.

Applicant's Name: R!~ralti Norris

Date: ~;€~i2~:3 MM/DD/YYYY

License effective date: 09124?2C11 Q

From the Alcoholic Beverage\$ 216.13

Division:

From your Local Authority: \$154.38

Phon@: (866) 469-2223

FAX: (515) 281-7375

MM/DD/YYYY

Please print a copy of this page for your records before clicking the "FINISH" button.

~ Prev

Terms of Service

Privacy Policy

<https://eicensing.iowaabd.com/ApplicantSignatureNoEFT.aspx> 8/6/2009

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New Contruction on vacant land.

Additions to existing structures.

Replacenert of existing structure(s).

Rehabilitaiion of existing structure (s)

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i, P copy of the building permit (if required) is attached.  
2. A, he property to which ~.mpr~vements are made conform to the  
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City of  
CRESTON, IOWA  
116 W. ADAMS + + + P.O. BOX 449  
CRESTON, IOWA 50801-0449  
MAYOR/CLERK CITY ATTORNEY PUBLIC WORKS BUILDING DEPT. FAX  
641-782-2000 641-782-7288 641-782-5410 641-782-2618 641-782-6377  
4'(b 7 7 00 ?  
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MW I  
RE: CRESTON FARM & HOME  
408 South Sumner Avenue  
Creston, IA 50801  
Dear City Council:  
Creston's Restored Depot  
I have received a signed Acknowledgment/Settlement Agreement regarding the violation of tobacco  
laws by the above captioned permittee. A copy is enclosed for your records.  
I have also enclosed an Order form, accepting this agreement in lieu of a public hearing and  
concluding this matter. Please approve and sign this Order at your next regularly scheduled meeting.  
The Original signed Order should then be sent to the permit holder. A copy should be returned to  
me, Arnold O. Kenyon, III, Creston City Attorney, 211 North Maple, Creston, IA 50801.  
Thank you for your assistance. Please call me at (641)782-7007 if you have any questions.  
City Aoorney

AOK,III/mack  
Enclosure  
cc: Mayor Warren Woods  
#city  
City of  
CRESTON, IOWA  
116 W. ADAMS + + + P.O. Box 449  
CRESTON, IOWA 50801-0449  
MAYOR/CLERK CITY ATTORNEY PUBLIC WORKS BUILDING DEPT. FAX  
641-782-2000 641-782-7288 641-782-5410 641-782-2618 641-782-6377  
4uG 7, 2ocq  
Ka~l 1 9

RE: WAL-MART #1435  
806 Laurel Street  
Creston, IA 50801

Dear City Council:

Creston's Restored Depot

I have received a signed Acknowledgment/Settlement Agreement regarding the violation of tobacco laws by the above captioned permittee. A copy is enclosed for your records.

I have also enclosed an Order form, accepting this agreement in lieu of a public hearing and concluding this matter. Please approve and sign this Order at your next regularly scheduled meeting.

The Original signed Order should then be sent to the permit holder. A copy should be returned to me, Arnold O. Kenyon, III, Creston City Attorney, 211 North Maple, Creston, IA 50801.

Thank you for your assistance. Please call me at (641)782-7007 if you have any questions.

OK,III/mack

Enclosure

cc: Mayor Warren Woods

#city

Prepared By: Lisa Williamson 116 W Adams Street, Creston, Iowa 50801 641-782-2000

RESOLUTION NO. ?? -10

RESOLUTION TO SPECIAL ASSESS NUISANCE ABATEMENT CHARGES DUE TO NON-PAYMENT BY PROPERTY OWNERS:

WHEREAS, the Creston City Council was presented with an estimate and a list of mowing nuisance abatements for the Summer of 2009, and;

WHEREAS, the City Nuisance Officer had previously filed nuisance abatement orders against the property and the nuisances were not abated in the time prescribed, and;

WHEREAS, the City Nuisance Officer ordered the nuisances abated, and;

WHEREAS, the City Clerk billed the property owners and the City was never paid.

BE AND IT IS HEREBY RESOLVED that the Creston City Council approves that the charges shall be collected in the same manner as general property taxes for the properties legally described as

|                                                                                               |          |
|-----------------------------------------------------------------------------------------------|----------|
| Lot 100 Swigert's 1 st; Parcel #24010-450-100-00 (406 N Vine) .....                           | \$175.00 |
| Lot 23 West Creston Sec C; Parcel #24010-360-019-00 (908 W Adair) .....                       | \$137.50 |
| Lot 706 OP; Parcel #24010-320-567-00 (300 S Vine) .....                                       | \$137.50 |
| Lots 411 & 412, OP; Parcel #24010-320-352-00 (303 S Pine) .....                               | \$137.50 |
| Lot 16 McDonald's N Sec A; Parcel #24010-390-013-00 (405 N Cherry) .....                      | \$137.50 |
| S 10' Lot 231 All Lot 232 and N 30' Lot 233, OP; Parcel #24010-320-207-00 (306 S Maple) ..... | \$137.50 |
| Lot 238 West Creston Section A; Parcel #24010-340-230-00 (812 W Jefferson) .....              | \$137.50 |
| Lot 273, OP; Parcel #24010-320-238-00 (507 S Maple) .....                                     | \$137.50 |
| W 82' Lot 24, Railroad; Parcel #24010-560-023-00 (401 N Sycamore) .....                       | \$175.00 |
| Lot 207, West Creston Sec C; Parcel #24010-360-185-00 (308 Russell Avenue) .....              | \$250.00 |

BE AND IT IS FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute the proper documentation necessary.

BE AND IT IS FURTHER RESOLVED that any Resolution in conflict herewith is hereby repealed.

BE AND IT IS FURTHER RESOLVED that this Resolution be effective immediately upon its passage and approval by the Creston City Council.

PASSED AND APPROVED this 18th day of August 2009.

City Resolutions 081809---10 Page 1

ROLL CALL VOTE    AYE        NAY        ABSENT        ABSTAIN

Larry Wynn

Randy White

Loyal Winborn

Betty Shelton

Marsha Wilson

Larry Wagner

Terri Koets

ATTEST:

WARRENWOODS

MAYOR, CITY OF CRESTON

LISA WILLIAMSON

CITY CLERK

City Resolutions 081809----10 Page 2

City of

CRESTON, IOWA

116 W. Adams . P.O. Box 449 . Creston, Iowa 50801-0449

Phone 641-782-2000 . Fax 641-782-6377

Creston's Restored Depot and City Hall

August 13, 2009

TO: Mayor Woods and City Council Members

RE: Conditional Use Permit Request

On August 11'h, the Planning and Zoning Commission held a public hearing regarding a request for a conditional use permit regarding the construction of a 140 foot tall monopole cell tower.



The request was made by the Creston School District and US Cellular. The tower is to be placed northwest of the school bus barn.

Property owners within 300 feet of the school property were notified by letter. There was no one from the public present to speak for or against the request, nor was any written correspondence received.

The Zoning Code in Section 166.05(3) Conditional Uses states: Governmental and public utility buildings and structures necessary for the health, safety and general welfare of the community provided that:

(1) Conformity with the surrounding neighborhood is maintained and required setbacks and side yard requirements are met.

(2) Equipment is completely enclosed in a permanent structure with no outside storage.

This tower is over 300 feet from any adjacent properties and there will be a small building at the base of the tower for equipment.

To compare the height of this tower to the tower at SWCC, the tower at SWCC is 350 feet tall and this tower will be 140 feet tall.

The Planning and Zoning Commission recommends to the City Council that the conditional use permit be approved for the construction of this tower.

Please contact me with any questions at 782-2000 ext.1

Respectfully submitted,

Kevin Kruse

Zoning Administrator

City of

CRESTON, IOWA

116 W. Adams . P.O. Box 449 . Creston, Iowa 50801-0449

Phone 641-782-2000 . Fax 641-782-6377

Planning and Zoning Commission

Meeting Minutes

August 11, 2009

Creston's Restored Depot and City Hall

The Planning and Zoning Commission meeting was called to order by Dennis Brown at the Creston City Council Chambers at 6:00 p.m.

Members present: Dennis Brown, Martin Shawler and Larry Owens. Member not present: Dan Stephens.

One position on the Commission is vacant.

Also present: Kevin Kruse, Zoning Administrator; Rich Kotite and Shaun Hemsted from US Cellular.

A Public Hearing was held for consideration of a request from Creston Community Schools and US Cellular for a Conditional Use Permit to construct a 140' tall mono pole cell tower at 804 Academic Avenue on property owned by the School District and to be leased by US Cellular. The area is zoned as R-1 Single Family.

There was no one present to speak for or against the request. There was no written correspondence.

Rich Kotite and Shaun Hemsted explained that the pole and associated buildings would set northwest of school bus barn and that there would be no guy wires. They explained that the pole was needed to help give better service to areas with poor cell phone reception in that area. The Commission asked if the pole would be lighted at night and they responded that it is not be required to lighted by the FAA. The Commission asked if there would be anything associated with the tower that would affect quality of life for those in the area. Rich Kotite responded that there was not any issue associated with the tower that would have a negative affect on life quality.

After due consideration Shawler moved and Owens seconded to recommend to the Creston City Council that the Conditional Use Permit to construct a 140' monopole tower be approved. A roll call vote was taken with all present voting in favor of the motion.

The meeting was adjourned at 6:08 p.m.

Respectfully submitted,

-t

Kevin Kruse, Board Secretary

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SOUTHWEST IOWA
HOT AIR BALLOON RACES
208 W. Taylor P. O. Box 471
Creston, Iowa 50801
REQUESTED STREET CLOSINGS FOR BALLOON DAYS
FRIDAY, SEPTEMBER 18
FOR THE ANTIQUE CAR SHOW: ELM STREET FROM ADAMS TO MONTGOMERY ALONG WITH THE
CITY PARKING LOT AT ELM AND MONTGOMERY AND MONTGOMERY STREET FROM ELM TO OAK.
AND OAK STREET FROM ADAMS TO MONTGOMERY FROM 3:00 P.M. TO 9:00 P.M.
SATURDAY, SEPTEMBER 19
FOR THE PARADE LINE-UP. FROM WALNUT TO CHERRY ON MONTGOMERY, AND ON CHERRY
FROM MONTGOMERY TO HOWARD FROM 9:00A.M. UNTIL AFTER THE PARADE ABOUT 12:30 P.M.
CLOSE MONTGOMERY FROM CHERRY TO WALNUT FOR THE BUSES TO PARK UNTIL AFTER THE
AWARD CEREMONY.
THE WEST DEPOT PARKING LOT ALL DAY FROM 5:00 A.M. TO 5:00 P.M. FOR THE ART AND CRAFT
SHOW.
THE EAST DEPOT PARKING LOT FOR THE BANDS AWARD CEREMONY FROM 6:00 A.M. TILL NOON.
WE WOULD LIKE NO PARKING ON SOUTH CHERRY FROM TAYLOR STREET (OR HIGHWAY 34) TO
THE CITY LIMITS FOR SAFETY TO THE PUBLIC FROM 6 A.M. TO 10 P.M. ON SATURDAY.
WE WOULD APPRECIATE TRAFFIC CONTROL AT HIGHWAY 34 AND SOUTH CHERRY FOLLOWING
LIFT-OFF SATURDAY MORNING, AND AFTERNOON AND AFTER NIGHT GLOW .
FRIDAY, SEPTEMBER 18 AND SATURDAY, SEPTEMBER 19
CLOSE MAPLE STREET FROM ADAMS TO MONTGOMERY FOR THE FLEA MARKET. STOPPING
TRAFFIC FROM 8:00 P.M. ON FRIDAY TO SATURDAY AT 6:00 P.M. PLEASE CLOSE THE ALLEY AT
MAPLE.
WE NEED A PARADE PERMIT FOR SATURDAY, SEPTEMBER 19, AT 10:30 A.M. THE PARADE ROUTE
WILL BE MILLS AT CHERRY WEST TO PINE, SOUTH TO MONTGOMERY, WEST TO DIVISION, SOUTH
TO ADAMS, EAST TO THE EAST DEPOT PARKING LOT. WE WOULD APPRECIATE HAVING PARKING
RESTRICTED ON THE PARADE ROUTE.
COULD WE PLEASE HAVE THE BARRICADES SET UP EARLY IN THE MORNING.
THANK YOU FOR YOUR HELP IN MAKING BALLOONING A SUCCESS.
SOUTHWEST IOWA HOT AIR BALLOON COMMITTEE
ROGER LANNING
PRESIDENT
V
YMCA
We build strong kids,
strong families, strong communities.
August 12, 2009
City of Creston
Attn: Mike Taylor, City Administer
116 W. Adams Street
Creston, IA 50801
Dear Mike:
This letter is in regards to the Southern Prairie YMCA and the Bluegrass Optimist Club of
Creston 5K Balloon Day Fun Run on September 19 at 8:00 AM until 9:30 AM. This will be the
sixth annual event which is held at McKinley Park. I would like the permission of the city to use
the park for this event. I will be contacting Creston Police Department about using an officer on
Adams Street to help direct traffic. Park Street will need to be blocked off and volunteers will be
located at Prairie Street, Adams Street, Stone Street, and Lake Shore Drive to help with directing
runners and any traffic we may encounter.
If you have any questions or concerns about this trail, please contact me so we can discuss the
issues.
Thank you,
acki Steffen

Executive Director
Southern Prairie YMCA
AIRPORT COMMISSION MEETING
PLACE:

DATE:-

TIME: ~?."Vi'n'.

The Airport Commission meeting of I c' , 20 Q 9~'

was called to order by ka v r nJ G,c _ c i~ at j,, , 'e o p.m.

Other commission members present were a/c w F __6J ' R y ,rJ

The following were also in attendance: ,FF c"f ~,y~,vr/~~+r i>

.,G ,, 1' A Y k%'-f7- Y.L 2

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CA-) F moved seconded by :~ fv

to approve the agenda. All voted aye. Motion declared carried.

, /o y T moved seconded by _o cAJ r

to approve the minutes of J tl,, - Y ;bd t- l . All voted aye. Motion declared carried.

Z 1, r t./ moved seconded by ' E

to review and approve claims for period ending, j t r t oZ .z, Zoe'

/~/,~/ ~~/~'i a7,,e~L- y, All voted aye.

Motion declared carried.

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C,~ O /YNh'~ ! 7~C E ~1/y /~, ' /Yt ~l ~ f~~/ S ~ ~tf 55.x' D

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/// .J' ~ L/ ~.i G- D / ~'-* ~ , / ~ JI~ J~'d /l. 'Y ~/q'~U tJ7~ ~iC.~>~

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moved seconded by

to adjourn the meeting. All voted aye. Motion declared carried. Meeting adjourned at P.M.

Attest:

Duane Osmun, Secretary Kevin Glick, Chairman

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d o w r moved seconded by C/.S~ ...s,~

to adjourn the meeting. All voted aye. Motion declared carried. Meeting adjourned at

°7= JD P.M.

Attest:

Duane Osmun, Secretary Kevin Glick, Chairman

City of

CRESTON, IOWA

116 W. Adams . P.O. Box 449 . Creston, Iowa 50801-0449

Phone 641-782-2000 . Fax 641-782-6377

Board of Adjustment

Meeting Minutes

August 4, 2009

Creston's Restored Depot and City Hall

Alan Shafer called the meeting to order at 5:00 p.m.

Board members present were Alan Shafer, Tom Braymen, Gary Bucklin, and Ken Stults.

Board member not present were Dick Lechtenberger

Others present; Gary Lybarger; Building Inspector and Kevin Kruse; Zoning Administrator.

The first item for consideration was a request from Brian Wallace to construct a detached garage at 1319 East Howard Street. The reason for the variance request is for failure to have a principal building on a lot, only an accessory building, as set forth in Chapter 166.05 of the Zoning Code. Brian Wallace was unable to attend so Gary Lybarger was present to explain the request. All adjacent neighbors were notified by petition with no objections being received. After due consideration Bucklin moved and Shaffer seconded to approve the request. With a voice vote all present voted in favor of the motion.

The second item for consideration was a request from Jo D. Lacina to construct a roofed front porch at 1108 Sunrise Drive. The reason for the variance request is for failure to meet front yard setback requirements as set forth in Chapter 166.05 of the Zoning Code. Ms. Lacina was unable to be present so Gary Lybarger was present to explain the request. All adjacent neighbors were notified by petition with no objections being received. After due consideration Shaffer moved and Stults seconded to approve the request. With a voice vote all present voted in favor of the motion.

The meeting was adjourned at 5:03 p.m.

Respectfully submitted,

Kevin Kruse

Board Secretary

PARK AND RECREATION BOARD

Meeting Minutes

Tuesday - July 27, 2009

The Park and Recreation Board met in regular session for the month of July. Attending were: John Kawa Mark Huff Chris Lane

Jane Brown Birdie Sandeman

Gary Borcharding Don Mosman

The Board approved the minutes of the July 22, 2009 meeting.

Motion --- Kawa

Second --- Brown

All voted aye --- Motion carried

The Board approved payment of \$1,573.37 to Iowa Outdoor Products from the McKinley Park Restricted Gift Fund.

Motion --- Kawa

Second --- Brown

All voted aye --- Motion carried

The Board heard a preliminary report on money received from the McKinley Park Festival.

The Board reviewed plans for the Golf Tournament on August 15, 2009, at Pine Valley.

The next meeting is scheduled for Tuesday, August 4, 2009, at 5:30 pm in Shelter #2 in McKinley Park.

The meeting adjourned at 6:30 p.m.

Jane xown,S tary

City of

CRESTON, IOWA

116 W. Adams • P.O. Box 449 • Creston, Iowa 50801-0449

Phone 641-782-2000 • Fax 641-782-6377

MAYOR: Warren Woods

COUNCIL: Larry Wynn, Randy White, Loyal

Winborn, Betty Shelton, Marsha Wilson, Larry

Wagner, Terry Koets

CITY CLERK: Lisa Williamson

CITY ADMINISTRATOR: Mike Taylor

CITY ATTORNEY: Skip Kenyon

Creston's Restored Depot and City Hall

Regular Meeting Agenda

City Hall/Restored Depot

Council Chambers

August 18, 2009

6:00 p.m.

Last updated: 8/14/2009 1:44 PM

1. Call Meeting to Order

2. Pledge of Allegiance

3. Roll Call

4. Consideration of Agenda

5. Consider Adoption of the Consent Agenda - NOTE: These items are routine items and will be enacted by one motion without separate discussion unless a Council member requests an item be removed for separate consideration.

a. Minutes of August 4, 2009 - Regular Meeting

b. Claims and Fund Transfers:

i. Total Claims - \$94,690.95

ii. Fund Transfers - \$5,000.00

c. Licenses/Permits:

i. Amusement - Panther Lanes (Terry Harrison)

1. Refund - Ron & Nancy Norris (Panther Lanes) - \$44.61

ii. Cigarette

iii. Liquor - Twilight Zone; Panther Lanes (Terry Harrison)

1. Refund - Ron & Nancy Norris (Panther Lanes)

iv. Beer/Wine

v. Outdoor Service

vi. Parade - SW Iowa Hot Air Balloon Committee

d. Appointments:

6. Public Forum - The Mayor and City Council welcome comments from the public on any subject pertaining to City business, including items on this agenda. You are asked to state your name and address for the record and to limit your remarks to 3 minutes in order that others may be given the opportunity to speak. The Order of Business is at the discretion of the Chair. No action will be taken.

7. New Business

a. Resolution to approve Commercial Tax Abatement Request - Panther Lanes, LLC (Terry Harrison)

b. Appointment with Mike Brentnall regarding Peddler's, Solicitor's and Transient Merchant's license amendments

c. Motion to establish Third and Final Reading on Ordinance 10-115 - An ordinance amending provisions pertaining to Peddler's, Solicitor's and Transient Merchant's licenses

d. Resolution to acknowledge settlement agreements for tobacco violation notice - Creston Farm & Home

g.

J.

e. Resolution to acknowledge settlement agreements for tobacco violation notice - Wal-mart

f. Public Hearing on the proposition to authorize a Loan and Disbursement Agreement and the issuance of Notes for \$1,448,000 for the East Side Sewer Project 2009

Resolution instituting proceedings to take additional action for the authorization of a Loan and Disbursement Agreement and the issuance of \$1,448,000 Sewer Revenue Capital Loan Notes for the East Side Sewer Project 2009

h. Resolution to approve Deer Management and application form for the City of Creston

i. Resolution to special assess nuisance abatement charges due to non-payment by property owners - mowing nuisances

Resolution to approve recommendation from the Planning & Zoning Commission to approve a conditional use permit

k. Request by Karla Hynes for temporary street closing - Annual Myrtle Street Block Party - on Myrtle Street between Jefferson and Russell on August 22, 2009 from 4 p.m. - 10 p.m.

1. Request by SW Iowa Hot Air Balloon Committee for temporary street closings (see attached)

m. Request by Southern Prairie YMCA & Bluegrass Optimist Club of Creston for temporary street closing on Park Street between Adams and Kirby for 5K Balloon Day Fun Run on September 19, 2009 from 8:00 a.m. - 9:30 a.m.

8. Other Items

9. Adjournment

REGULAR MEETING OF THE CRESTON CITY COUNCIL AUGUST 4, 2009

The Creston City Council met in regular session at 6:00 o'clock P.M. on the above date in the Council Chambers of the City Hall Complex with Mayor Woods presiding.

Roll call being taken with the following Council members present: Wynn, White, Winborn, Shelton, Wilson, Wagner and Koets.

Mayor Woods moved Item F - regarding the City of Creston Deer Management Program and application form - from New Business to Other Items for discussion.

Wagner moved seconded by Winborn to approve the agenda. All voted aye. Motion declared carried.

Shelton moved seconded by Wilson to approve the consent agenda, which included approval of minutes of the regular meeting on July 21 and special meeting on July 30, 2009, claims of \$154,754.63, and amusement license for Montgomery Street Pub. All voted aye. Motion declared carried.

During Public Forum, Chuck Erickson, Thelma Luddington, Peggy Erskine, Janna Steed and Deanna Moreland expressed their concerns regarding the new rules for trash pickup. Larry Moreland stated he felt the City is looking worse than it ever has. Troy Donner said he would like to see the City maintain the alleys better. Peggy Erskine and Mike Brentnall asked Council to reconsider the pricing structure on the proposed Peddler's Ordinance. Councilperson Wagner asked the public to please give these new changes in the trash pickup a chance.

Dan Hayes, owner of the Twilight Zone, explained his plans for putting an awning on the front of his business, located at 129 N. Pine Street, and said he had changed his original plans and is no longer planning to put up a windbreak.

A resolution was offered by Wynn seconded by Wilson to approve an easement to construct and awning at 129 N. Pine Street and authorize the Mayor and Clerk to execute the proper documentation. Wagner, Koets, Wynn, White, Winborn, Shelton and Wilson voted aye. Resolution declared passed.

A resolution was offered by White seconded by Koets to approve a contract with Grimes Asphalt for the East Prairie Street Resurfacing posed to be paid for with \$62,778 from Federal Stimulus (ARRA) Funds, \$8,098 STP Funds and \$2,024 City Funds (local match) and authorize the Mayor and Clerk to execute the proper documentation. Winborn, Shelton, Wilson, Wagner, Koets, Wynn and White voted aye. Resolution declared passed.

Winborn moved seconded by Wilson to establish the Second Reading of Ordinance Number 10-115 entitled: an ordinance amending the Code of Ordinances of the City of Creston, Iowa, 1996, by amending provisions pertaining to Peddler's, Solicitor's and Transient Merchant's Licenses, Chapter 122. Wynn, White, Winborn, Shelton, Wilson and Wagner voted aye. Koets voted nay. Second Reading established.

A resolution was offered by Wilson seconded by White to amend the current contract for auditing and financial consulting services for a single audit with additional fees not to exceed \$4,000 and authorize the Mayor and Clerk to execute the proper documentation. Shelton, Wilson, Wagner, Koets, Wynn, White and Winborn voted aye. Resolution declared passed.



A resolution was offered by Wagner seconded by Shelton to set a Public Hearing for August 18, 2009 at 6:00 p.m. on the proposition to authorize a Loan and Disbursement Agreement and the issuance of Notes for \$1,448,000 for the East Side Sewer Project 2009 and authorize the Mayor and Clerk to execute the proper documentation. Wynn, White, Winborn, Shelton, Wilson, Wagner and Koets voted aye. Resolution declared passed.

A resolution was offered by Shelton seconded by Wagner to approve an amendment of the estimated budget and timeline for the McKinley Park Safe Room and authorize the Mayor and Clerk to execute the proper documentation. Wilson, Wagner, Koets, Wynn, White, Winborn and Shelton voted aye. Resolution declared passed.

Wagner moved seconded by Shelton to approve a temporary street closing request for the International Food Fair on September 13, from 10:00 a.m. - 8:00 p.m. on Clark Street from Oak Street to Elm Street. All voted aye. Motion declared carried.

Under Other Items, Mayor Woods advised Council of the proposed Deer Management Program and asked them to talk with their constituents to see what their thoughts were on this. This item will be put on the agenda for the next Council Meeting scheduled for August 18, 2009. Wagner moved seconded by Wilson to adjourn the meeting. All voted aye. Motion declared carried. Council adjourned at 6:40 P.M.

Mayor

Attest:

City Clerk

08-14-2009 10:14 AM

C O U N C I L R E P O R T

PAGE:

1

| DEPARTMENT FUN D                    | VENDOR NAME                | DESCRIPTION              | AMOUNT |  |
|-------------------------------------|----------------------------|--------------------------|--------|--|
| POLICE PROTECTION GENERAL FUND      | CRESTON AUTOMOTIVE         | FAN MODULE-'06 CAR       | 178.06 |  |
| CRESTON PUBLISHING CO               | 5 DAY 1X3 AD-CAR/TRUCK     | 41.98                    |        |  |
| GALLS INCORPORATED                  | CITATION HOLDER            | 26.98                    |        |  |
| LUTHER, CORY                        | MILEAGE REIMBURSEMENT      | 154.00                   |        |  |
| OFFICE MACHINES                     | ONE BOX REPORT COVERS      | 37.99                    |        |  |
| OMB POLICE SUPPLY                   | PATROL BOOTS-RED CONES     | 304.93                   |        |  |
| PETZNICK'S                          | 500 TIME CARDS             | 89.00                    |        |  |
| SIGNS BY CAC                        | 911 DECALS ON UNIT #16     | 40.00                    |        |  |
| SIMMONS GUN SPECIALTIES INC         | AMMUNITION-SLUGS           | 2,019.60                 |        |  |
| SUPREME CLEANERS                    | UNIFORM CLEANINGS-JUL'09   | 203.00                   |        |  |
| TREASURER - STATE OF IOWA           | FIREARMS INSTR. SCHOOL     | 500.00                   |        |  |
| TOTAL: 3,595.54                     |                            |                          |        |  |
| FIRE PROTECTION GENERAL FUND        | CRESTON CITY WATER WORKS   | WATER-FIRE               | 30.48  |  |
| EAGLE ENGRAVING                     | ACCOUNTABILITY TAGS        | 20.20                    |        |  |
| FIREGUARD INC                       | SHIPPING/HANDLING-NOZZLE/S | 54.61                    |        |  |
| MCI MEGA PREFERRED                  | LONG DISTANCE              | 4.28                     |        |  |
| PETTY CASH - FIRE                   | #1422-POSTAGE              | 27.70                    |        |  |
|                                     | #1423-FUSE                 | 3.37                     |        |  |
|                                     | #1424-FASTNER              | 3.99                     |        |  |
|                                     | #1425-BULB                 | 7.19                     |        |  |
| SWISSPHONE LLC                      | PAGER                      | 485.00                   |        |  |
| ACS FIREHOUSE SOFTWARE              | ANNUAL SOFTWARE SUPPORT    | 625.00                   |        |  |
| TOTAL: 1,261.82                     |                            |                          |        |  |
| BUILDNG & HSNQ SAFETY GENERAL FUND  | CRESTON PUBLISHING CO      | LEGAL ADS/NOTICES-JUL'09 |        |  |
| 51.13                               |                            |                          |        |  |
| TOTAL: 51.13                        |                            |                          |        |  |
| 'L CONTROL GENERAL FUND             | CRESTON VET CLINIC PC      | EUTHANIZE DOG            | 6.50   |  |
| TOTAL: 6.50                         |                            |                          |        |  |
| STREET LIGHTING GENERAL FUND        | ECHO GROUP INC             | 1 CASE PHOTO CELLS       | 162.48 |  |
| TOTAL: 162.48                       |                            |                          |        |  |
| AIRPORT GENERAL FUND                | B M SALES                  | 1 CASE PAPER TOWELS      | 76.25  |  |
| WASTE MANAGEMENT                    | DUMPSTER-JUL'09            | 61.96                    |        |  |
| MCI MEGA PREFERRED                  | LONG DISTANCE              | 0.57                     |        |  |
| SOUTHWEST IOWA RURAL ELECTRIC       | ELECTRICITY-AIRPORT        | 35.00                    |        |  |
| WEST AVIATION INC                   | PER FBO CONTRACT           | 1,354.17                 |        |  |
| TOTAL: 1,527.95                     |                            |                          |        |  |
| SOLID WASTE CLCT/DSPSL GENERAL FUND | WASTE MANAGEMENT           | GARBAGE COLLECT-JUL'09   | 35,    |  |
| 978.78                              |                            |                          |        |  |
| PRAIRIE SOLID WASTE AGENCY          | 11-TIRES                   | 33.00                    |        |  |
| WILLETS & WOOSLEY                   | PUMP PORTA-POTTIE          | 51.00                    |        |  |
| TOTAL: 36,062.78                    |                            |                          |        |  |
| LIBRARY SERVICES GENERAL FUND       | CRESTON CITY WATER WORKS   | WATER-LIBRARY            | 14.99  |  |
| CRESTON PUBLISHING CO               | 1 DAY AD LIBRARY CLOSED    | 24.88                    |        |  |
| WASTE MANAGEMENT                    | DUMPSTER-JUL'09            | 40.89                    |        |  |
| MCI MEGA PREFERRED                  | LONG DISTANCE              | 7.23                     |        |  |
| TOTAL: 87.99                        |                            |                          |        |  |
| GENERAL FUND                        | ABC SIGN & DISPLAY         | FLAG POLE CAP            | 81.83  |  |
| AKIN BUILDING CENTER                | POSTS-BRACE BAND-RAIL END  | 149.77                   |        |  |
| BARKER IMPLEMENT & MOTOR CO INC     | MALE TIP                   | 15.10                    |        |  |
|                                     | SNAP RING-BUSHING          | 11.29                    |        |  |

| DEPARTMENT                                                          | FUND | VENDOR NAME               | DESCRIPTION | AMOUNT |
|---------------------------------------------------------------------|------|---------------------------|-------------|--------|
|                                                                     |      | 6 YDS M-4 NO ASH          | 767.00      |        |
| ARAMARK (LAUNDRY ACCTS)                                             |      | LAUNDRY SERVICE           | 29.94       |        |
| NORSOLV SYSTEMS ENVIRONMENTAL SERVICES                              |      | SERVICE CLEANING UNIT     | 103.45      |        |
| CJ COOPER & ASSOCIATES INC                                          |      | RNDM DRUG-HAYS, HARRIS    | 60.00       |        |
| DIAMOND VOGEL PAINTS                                                |      | 6-SGAL WHITE PAINT        | 561.30      |        |
| HAWKEYE TRUCK EQUIPMENT                                             |      | 3-5" TEMP/SITE GUAGE      | 65.35       |        |
| MCI MEGA PREFERRED                                                  |      | LONG DISTANCE             | 4.41        |        |
| NAPA                                                                |      | TORQUE SET-DISC BRAKE WLS | 98.57       |        |
| SCHILDBERG CONSTRUCTION COMPANY INC                                 |      | 16.88 TON BACKFILL CHIPS  | 122.39      |        |
|                                                                     |      | 16.22 TON BACKFILL CHIPS  | 199.51      |        |
|                                                                     |      | 15.89 TON BACKFILL CHIPS  | 195.45      |        |
|                                                                     |      | 44.36 TON BACKFILL CHIPS  | 545.63      |        |
|                                                                     |      | 38.77 TON BACKFILL CHIPS  | 476.89      |        |
|                                                                     |      | 23.07T 3/8" CHIPS         | 283.77      |        |
|                                                                     |      | 45.56T 3/8" CHIPS         | 560.39      |        |
|                                                                     |      | 39.15 T CLASS E RIP RAP   | 783.00      |        |
| VANDER HAAG'S INC                                                   |      | 1-REBUILT SEAT-'85 FORD   | 300.00      |        |
| ZIEGLER INC                                                         |      | KNOB W/SWITCH             | 45.12       |        |
|                                                                     |      | TOTAL:                    | 5,536.17    |        |
| SNOW AND ICE CONTROL ROAD USE TAX INDEPENDENT SALT COMPANY          |      | 25.55 T ROAD SALT         | 1,604.28    |        |
|                                                                     |      | 26.95 T ROAD SALT         | 1,692.19    |        |
| IOWA DEPT OF TRANSPORTATION                                         |      | GRADER BLADES             | 1,167.48    |        |
|                                                                     |      | TOTAL:                    | 4,463.95    |        |
| MC KINLEY PARK RENOVAT RESTRICTED GIFTS-M CRESTON PUBLISHING CO     |      | LEGAL ADS/NOTICES-JUL'09  |             |        |
|                                                                     |      | 316.43                    |             |        |
| HY-VEE, INC                                                         |      | ITEMS FOR CONCERT IN PARK | 768.72      |        |
| WEBB, RON                                                           |      | BAND SHELTER ROOF         | 2,100.00    |        |
|                                                                     |      | TOTAL:                    | 3,185.15    |        |
| SANITARY SEWER/WASTW TR SEWER OPERATING FU AD-VANCE CHEMICAL CO LTD |      | 2 CASES CONSUME           |             |        |
|                                                                     |      | 137.10                    |             |        |
| CRESTON CITY WATER WORKS                                            |      | 1/2 ONE CALLS-JUL'09      | 33.75       |        |
| WASTE MANAGEMENT                                                    |      | DUMPSTER-JUL'09           | 75.14       |        |
| DRAPER/SNODGRASS/MIKKELSEN & CO PC                                  |      | PARITY LETTER-SRF LOAN    | 300.00      |        |
| HYGIENIC LABORATORY                                                 |      | 2-NH3'S                   | 36.00       |        |
|                                                                     |      | 2-SOD'S & 2-NH3'S         | 108.00      |        |
|                                                                     |      | 1-PLANT METALS            | 116.00      |        |
|                                                                     |      | 1 BOD                     | 36.00       |        |
|                                                                     |      | 3-CBODS,3-TSS,3-NH3,3-ECO | 315.00      |        |
|                                                                     |      | 1-BOD                     | 36.00       |        |
|                                                                     |      | 2-NH3'S                   | 36.00       |        |
|                                                                     |      | 2-NH3'S                   | 36.00       |        |
|                                                                     |      | GODS                      | 72.00       |        |
|                                                                     |      | 9-TOTAL FLOURIDE          | 162.00      |        |
|                                                                     |      | 1 BOD; 1 TSS              | 54.00       |        |
| ECHO GROUP INC                                                      |      | PHOTO EYE-LIGHT FIXTURE   | 222.85      |        |
| MCI MEGA PREFERRED                                                  |      | LONG DISTANCE             | 10.08       |        |
| PETTY CASH - SANITATION                                             |      | #497207-SUPPLIES          | 6.45        |        |
|                                                                     |      | #497208-SERVICES          | 10.00       |        |
|                                                                     |      | #497209-BUSHING           | 7.08        |        |
|                                                                     |      | #497210-PIPE              | 56.24       |        |
| UPS                                                                 |      | POSTAGE                   | 18.06       |        |
|                                                                     |      | POSTAGE                   | 18.21       |        |
|                                                                     |      | TOTAL:                    | 1,901.96    |        |
| ANIMAL CONTROL ANIMAL SHELTER *AG CRESTON PUBLISHING CO             |      | BUSINESS CARDS            | 30.82       |        |

FUND TRANSFERS FOR PERIOD ENDING: 08119109

~LJNO.

THE FOLLOWING TRANSFERS ARE SCHEDULED TO BE MADE AFTER COUNCIL APPROVAL:

AMOUNT FROM

\$ 5,000.00 009 HOTEL-MOTEL TAX

FOR: CONTRIBUTION-BALLOON DAYS

VENDOR: SOUTHWEST IA BALLOON COMMITTEE

TO

001 GENERAL FUND

-GIL ACCT- DR

009 6910 5,000.00

009 1110

001 1110 5,000.00

001 4830

CR

5,000.00

5,000.00

\$ 5,000.00 TOTAL -TRANSFERS HASH TOTALS: \$ 10,000.00 \$ 10,000.00

I--CRESTON POLICE DEPARTMENT  
302 N. Pine Street Creston, IA 50801-0449  
Phone 641-782-8402 • Fax 641-782-8404  
(region's Restored Depot and City Hall  
To: Lisa Williamson, City Clerk  
From: Paul Ver Meer, Chief of Police  
Subj: Twilight Zone  
Date: August 6, 2009

Lisa,

As you requested I have looked for any past violations by the establishments that would block their request for a new liquor license. I have found no alcohol violation for the establishment within the past year.

--. A records check found numerous occasions were offices responded to reports of fighting, assaults, public intoxication, ect.... at the establishment. I have attached a copy of calls for service for 129 North Pine from August 2008 until June 2009. While I am concerned about the number of calls to this establishment, at this time I will recommend the liquor license for the Twilight Zone be approved.

Respectfully,  
Paul Ver Meer  
Chief of Police

|    |               | Rcvd Offense        |          | Location D p Off# Caller        |                  |    |      |
|----|---------------|---------------------|----------|---------------------------------|------------------|----|------|
| )1 | 1             | 090002190           | 06/06/09 | 23:00 ASSISTANCE - OTHER        | 129 N PINE ST    | 01 |      |
| )1 | 1024          |                     |          |                                 |                  |    |      |
|    | 110           |                     |          |                                 |                  |    |      |
|    | 09C000156     | 01/17/09            | 00:57    | DISTURBING THE PEACE            | 129 N PINE ST    | 01 | 1026 |
|    | -             |                     |          |                                 |                  |    |      |
| )1 |               | 090000178           | 01/18/09 | 01:50 FIGHTING                  | 129 N PINE ST    | 01 | 1021 |
| )1 |               | 090001564           | 05/02/09 | 00:36 FIGHTING                  | 129 N PINE ST    | 01 | 1024 |
| )1 |               | 080002619           | 08/09/08 | 23:06 ASSISTANCE - OTHER        | 129 N PINE ST    | 01 |      |
|    | 1019          | TWILIGHT ZONE       |          |                                 |                  |    |      |
| )1 |               | 080002622           | 08/10/08 | 01:29 FIGHTING                  | 129 N PINE ST    | 01 | 1019 |
|    |               | TWILIGHT ZONE       |          |                                 |                  |    |      |
| )2 |               | 08S000518           | 08/10/08 | 01:29 FIGHTING                  | 129 N PINE ST    | 01 | 2010 |
|    |               | TWILIGHT ZONE       |          |                                 |                  |    |      |
| )1 |               | 080002623           | 08/10/08 | 01:46 FIGHTING                  | 129 N PINE ST    | 01 | 1019 |
|    |               | TWILIGHT ZONE       |          |                                 |                  |    |      |
| )2 |               | 08S000519           | 08/10/08 | 01:46 FIGHTING                  | 129 N PINE ST    | 01 | 2010 |
|    |               | TWILIGHT ZONE       |          |                                 |                  |    |      |
| )1 |               | 090000507           | 02/13/09 | 23:04 FIGHTING                  | 129 N PINE ST    | 01 | 1019 |
| )1 |               | 090000850           | 03/14/09 | 20:43 ASSISTANCE - MEDICAL      | 129 N PINE ST    | 01 |      |
|    | 1019          |                     |          |                                 |                  |    |      |
| 30 |               | 09M000147           | 03/14/09 | 20:44 ASSISTANCE - MEDICAL      | 129 N PINE ST    | 01 |      |
|    | 7501          |                     |          |                                 |                  |    |      |
| )1 |               | 080004348           | 12/21/08 | 01:34 FIGHTING                  | 129 N PINE ST    | 01 | 1021 |
| 10 |               | 08F000548           | 09/13/08 | 23:27 ASSISTANCE - MEDICAL      | 129 N PINE ST    | 01 |      |
|    | EI            |                     |          |                                 |                  |    |      |
| 30 |               | 08M000570           | 09/13/08 | 23:27 ASSISTANCE - MEDICAL      | 129 N PINE ST    | 01 |      |
|    | 7501          |                     |          |                                 |                  |    |      |
| )1 |               | 080003117           | 09/14/08 | 00:48 PUBLIC INTOXICATION       | 129 N PINE ST    | 01 |      |
|    | 1023          |                     |          |                                 |                  |    |      |
| )1 |               | 090002747           | 07/11/09 | 01:04 CIVIL DISPUTE             | 129 N PINE ST    | 01 | 1025 |
| )1 |               | 090001923           | 05/22/09 | 23:40 HARASSING COMMUNICATI     | 129 N PINE ST    | 01 |      |
|    | 1019          | HAYES,DANIEL L      |          |                                 |                  |    |      |
| )1 |               | 090001924           | 05/22/09 | 23:58 HARASSING COMMUNICATI     | 129 N PINE ST    | 01 |      |
|    | 1019          |                     |          |                                 |                  |    |      |
| )1 |               | 090001926           | 05/23/09 | 01:30 FIGHTING                  | 129 N PINE ST    | 01 | 1019 |
| )1 |               | 090001952           | 05/24/09 | 01:28 FIGHTING                  | 129 N PINE ST    | 01 | 1019 |
| )1 |               | 090001040           | 03/29/09 | 01:12 FIGHTING                  | 129 N PINE ST    | 01 | 1007 |
| 10 |               | 09F000175           | 03/29/09 | 01:12 FIGHTING                  | 129 N PINE ST    | 01 | EI   |
| 30 |               | 09M000172           | 03/29/09 | 01:12 FIGHTING                  | 129 N PINE ST    | 01 | 7501 |
| )1 |               | 09C001776           | 05/15/09 | 00:51 TALK TO OFFICER - CIVIL   | 129 N PINE ST    | 01 |      |
|    | 7019          |                     |          |                                 |                  |    |      |
| )1 |               | 080003445           | 10/04/08 | 22:58 FIGHTING                  | 129 N PINE ST    | AI | 1017 |
| )1 |               | 090002496           | 06/27/09 | 00:34 FIGHTING                  | 129 N PINE ST    | 01 | 1019 |
| )1 |               | 090001777           | 05/15/09 | 01:30 FIGHTING                  | 129 N PINE ST    | 01 | 1019 |
| )1 |               | 090001452           | 04/25/09 | 01:53 FIGHTING                  | 129 N PINE ST    | 01 | 1019 |
| )2 |               | 09S000314           | 04/25/09 | 01:53 FIGHTING                  | 129 N PINE ST    | 01 | 2010 |
| )1 |               | 080004095           | 11/29/08 | 01:21 PUBLIC INTOXICATION       | 129 N PINE ST    | 01 |      |
|    | 1024          |                     |          |                                 |                  |    |      |
| )1 |               | HAYES,BEAU          |          |                                 |                  |    |      |
|    |               | 090001762           | 05/13/09 | 21:47 VEHICLE THEFT             | 100 N PINE ST    | 01 | 1024 |
|    |               | MOULIN,REBECCA      |          |                                 |                  |    |      |
| )1 |               | 090003135           | 08/03/09 | 09:38 THEFT-FROM BUILDING       | 129 N PINE ST    | 01 | 04   |
|    | 1030          | SPEED,AMANDA OLIVIA |          |                                 |                  |    |      |
| )1 |               | 080002835           | 08/24/08 | 00:43 DISTURBING THE PEACE      | 129 N PINE ST    | 01 |      |
|    | 1024          |                     |          |                                 |                  |    |      |
| )1 |               | 080003683           | 10/24/08 | 18:40 TALK TO OFFICER - CRIMINI | 129 N PINE ST    | 01 |      |
|    | 1007          | CORKREAN,CASEY      |          |                                 |                  |    |      |
| )1 |               | 080003314           | 09/27/08 | 01:07 ASSAULT-MISC              | 129 N PINE ST ST | 01 | 1007 |
|    | HENSEN,ASHLEY |                     |          |                                 |                  |    |      |

TO THE CITY COUNCIL-FIRE CHIEF'S REPORT

Class C Liquor License, Outdoor Service and Sunday Sales Permits

Fire Chief's Recommendation for Application By:

01L40 Zone Contact person: r uy€5

Address: /29 /U /Ze 9. Telephone: o W 777 - 90 3 3

Remarks by Fire Chief: vice 4e o

rre (e/ e- . ,n `~ e c rag-. je Oc f

Recommendation to City Council:

Approval of Application x Disapproval of Application\*

\*Explain reason in re9arks above

Os l2 0

Date

Fire Chiefs - Siofiature

\*\*\*\*\*

Application received by City Clerk's Office: >'

Application will be presented to City Council:

Please file report with City Clerk's Office by: v

Applicant's license expires: (A . ) / . G` q

City of  
CRESTON, IOWA  
116 W. Adams • P.O. Box 449 • Creston, Iowa 50801-0449 -- -;  
Phone 641-782-2000 • Fax 641-782-6377 Creston's Restored Depot and City Hall  
Dan Hayes, DBA Twilight Zone  
129 N. Pine St.  
Creston, Iowa 50801  
Date: August 12, 2009  
Subject: Memo of understanding  
I Dan Hayes, agree to not use the basement of the Twilight Zone as per the State  
Fire Marshal's order dated 08/30/05, until a new order of occupancy can be  
obtained from the Fire Marshal's office and presented to the Fire Chief of Creston.  
Signed:

9'--"~ / rre C4,-f



DATE: 8-12-09  
 CRESTON FIRE DEPARTMENT  
 INSPECTION REPORT  
 BUSINESS NAME: \_ Twilight Zone  
 SGL-OCC ^ MULTI-OCC ^  
 ADDRESS: \_ 129 North Pine St PHONE:  
 BUILDING OWNER/MGR: \_ Dan Hayes - PHONE:  
 ADDRESS: CITY: STATE:  
 CONTACT PERSON: 24 HR PHONE:  
 ^ Residential ^ Office ^ Merchantile ^ Industrial ^ Assembly ^ Educational ^ Healthcare ^ Storage ^ High Hazard  
 ^ Hotel - Motel - Number of Rooms: ^ Apartments - Number in Building: ^ Dormitories - Number in Building:  
 ^ KNOX BOX - LOCATION:  
 ^ KEY ON TRUCK - DATE VERIFIED: By:  
 GAS SERVICE: ^ NATURAL ^ LP CONTROL LOCATION:  
 ELECTRICAL ENTRANCE LOCATION: ^ OVERHEAD ^ UNDERGROUND  
 ^ DIRECT ALARM - ALARM ANNUNCIATOR LOCATION:  
 ^ SPRINKLER SIAMESE LOCATION(S):  
 ^ RISER/OS&Y LOCATION:  
 ^ PIV/WIV LOCATION(S):  
 COMMENTS:  
 1. OUTSIDE OF BUILDING  
 / LEGIBLE ADDRESS NUMBER  
 7SIAMESE INOPERABLE  
 ^ OTHER (See Below)  
 2. HOUSEKEEPING/STORAGE  
 ^ TRASH/RUBBISH ACCUMULATION  
 ^ COMBUSTIBLES NEAR IGNITION  
 ^ FLAMMABLES IMPROPERLY STORED  
 ^ OTHER (See Below)  
 3. EXITS, STAIRS & CORRIDORS  
 ^ NEEDS EXIT SIGNS  
 ^ NEEDS LIGHTED/RELAMP EXIT SIGNS  
 ^ EXITWAY OBSTRUCTED  
 ^ NEEDS PANIC HARDWARE  
 4. HEATING/VENTILATION  
 ^ HAZARD AREA NEEDS 1 HR CONST.  
 ^ IMPROPER VENT  
 ^ NEEDS POWER DISCONNECT  
 ^ OTHER (See Below)  
 5. ELECTRICAL  
 IMPROPER USE OF EXT. CORDS  
 ^ CIRCUITS NEED CHECKED  
 ^ PANEL NOT MARKED  
 ^ IMPROPER PANEL OPENINGS  
 ^ OPEN CONNECTIONS/JCT BOXES  
 ^ OTHER (see Below)  
 6. STRUCTURAL  
 ^ FIRE WALL NEEDS REPAIRED  
 ^ NEEDS CORRIDOR ILLUMINATION (MIN) ^ OTHER (See Below)  
 NEEDS EMERGENCY LIGHTING 7. COMPRESSED GASES  
 ^ OTHER (See Below) ^ CYLINDERS IMPROPERLY STORED  
 8. EXTINGUISHING SYSTEMS  
 ^ NEEDS NEW EXTINGUISHER(S)  
 /XTINGUISHER NEEDS SERVICED  
 V UNT EXISTING EXTINGUISHER  
 PRINKLER NEEDS CHECKED/TAG  
 ^ EXTRA HEADS/WRENCH MISSING  
 ^ INADEQUATE HEAD CLEARANCE  
 ^ OTHER (See Below)  
 9. ALARM SYSTEM  
 ^ NEEDS SMOKE DETECTOR(S)  
 ^ NEEDS ZONE MAP  
 ^ NEEDS SERVICED/TAGGED  
 ^ OTHER (See Below)  
 10. HAZARDOUS MATERIALS  
 ^ NEEDS 704 SIGNAGE/LABELS  
 ^ IMPROPER STORAGE  
 ^ OTHER (See Below)  
 COMMENTS: b The building needs an address on the front of the building in accordance with city ordinance.

The Fire Dept. Connection, to the sprinkler system, needs proper covers placed on the inlets.

Emergency lighting throughout the bldg needs repaired- several weren't working

Improper use of extension cords- throughout the entire building, also improper use of multi-plugs throughout bldg

All of the fire extinguishers need to have the annual service check & tagged by a qualified service person.

The sprinkler system needs an annual service check, by a qualified serviceperson

The compressed gas cylinders need to be secured

PLIANCE DATE: 9-12-09

FIRE MARSHAL'S DIVISION  
WRITE PLAINLY

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`LOCATION ~ . , ~ '3 \_'~"~'7 t"~« COUNTY ~ ~'~'~ , ' : m` ; DATE c" 3 # jG~ a'<`^

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~; OWNER

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AGENT

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DEPARTMENT OF PUBLIC SAFETY s2~ E. 2nd street

Des Moines, Iowa 50309-18:

~' WE HAVE INSPECTED THE ABOVE PREMISES AND FIND

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STATE FIRE MARSHAL

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'CORRECT ABOVE COMMONS BY

DATE OF COMPLIANCE

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PLEASE NOTIFY THE OFFICE OF THE FIRE MARSHAL UPON COMPLIANCE

OCCUPAN

595-0935

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CRESTON POLICE DEPARTMENT  
302 N. Pine Street Creston, IA 50801-0449  
Phone 641-782-8402 • Fax 641-782-8404  
Creston's Restored Depot and City Hall  
To: Lisa Williamson, City Clerk  
From: Paul Ver Meer, Chief of Police  
Subj: Panther Lanes  
Date: August 13, 2009  
Lisa,

As you requested I have looked for any past violations by the establishments that would block their request for a new liquor license. I have found no alcohol violation for the establishment within the past year. I find no reason why a liquor license should not be issued to the Panther Lanes.

Respectfully,  
Paul Ver Meer  
Chief of Police

TO THE CITY COUNCIL-FIRE CHIEF'S REPORT

Class C Liquor License Outdoor Service and Sunday Sales Permits

Fire Chief's Recommendation for Application By: ~i~ ~F;,-,so ~

w,, ~~~i ~, an ~ 5 Contact person: ~on ~v« ~ ~ S

Address: 3d j /1~: ~~~ r f~ Telephone: (~ y~ ~ 78 Z - ~/ 3 / G

Remarks by Fire Chief: N'1~ ~o~ . %~~rc.c~'?~•S

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Recommendation to City Council:

Approval of Application ~\_ Disapproval of Application"

~ ~3 0

Date

\*Explai eason in rem%~l~,s above

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Fire Chief s - Signature

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Application received by City Clerk's Office:

Application will be presented to City Council: ~ ~', i `~'- ~~~%(1

Please file report with City Clerk's Office by: ~ ~ `',~' l~ ~\_~ ` l

Applicant's license expires:

ABD Licensing -Applicant Signature

~ Home

a. Contact Us

Logoff

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RepR 9 \_\_U ... \_\_. Search

~ Refund Application

~ Applicant Signature

~ Local Endorse

Page 1 of 1

Applicant Signature LCO036630, Panther Lanes,  
Creston

Complete the information below and click Finish to complete the application.

Note that the license fees will only be withdrawn from accounts after the ABD approves the license.

This application must be completed by a person listed in the Ownership Section.

I hereby declare that all information contained in the Application is true and correct. I understand that misrepresentation of material facts in the Application is a crime and grounds for denial of the license or permit under Iowa law. I further understand that, as a condition of receiving a license, the licensed premise is subject to inspection during business hours by appropriate local, state and federal officials.

NOTE: The Applicant's Name must match one of the owner's names from the Ownership screen.

Applicant's Name: R!~ralti Norris

Date: ~-;€~i2~:3 MM/DD/YYYY

License effective date: 09124?2C11 Q

From the Alcoholic Beverage\$ 216.13

Division:

From your Local Authority: \$154.38

Phon@: (866) 469-2223

FAX: (515) 281-7375

MM/DD/YYYY

Please print a copy of this page for your records before clicking the "FINISH" button.

~ Prev

Terms of Service

Privacy Policy

<https://eicensing.iowaabd.com/ApplicantSignatureNoEFT.aspx> 8/6/2009

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New Comtruction on vacant land.
Additions to existing structures.
Replacenert of existing structure(s).
Rehabilitaiion of existing structure (s)

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i, P copy of the building permit (if required) is attached.

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City of
CRESTON, IOWA
116 W. ADAMS + + + P.O. BOX 449
CRESTON, IOWA 50801-0449
MAYOR/CLERK CITY ATTORNEY PUBLIC WORKS BUILDING DEPT. FAX
641-782-2000 641-782-7288 641-782-5410 641-782-2618 641-782-6377
4(b 7 7 00 ?
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MW I
RE: CRESTON FARM & HOME
408 South Sumner Avenue
Creston, IA 50801
Dear City Council:

Creston's Restored Depot

I have received a signed Acknowledgment/Settlement Agreement regarding the violation of tobacco laws by the above captioned permittee. A copy is enclosed for your records.

I have also enclosed an Order form, accepting this agreement in lieu of a public hearing and concluding this matter. Please approve and sign this Order at your next regularly scheduled meeting.

The Original signed Order should then be sent to the permit holder. A copy should be returned to me, Arnold O. Kenyon, III, Creston City Attorney, 211 North Maple, Creston, IA 50801.

Thank you for your assistance. Please call me at (641)782-7007 if you have any questions.

City Aoomney

AOK,III/mack
Enclosure
cc: Mayor Warren Woods
#city

City of
CRESTON, IOWA
116 W. ADAMS + + + P.O. Box 449
CRESTON, IOWA 50801-0449
MAYOR/CLERK CITY ATTORNEY PUBLIC WORKS BUILDING DEPT. FAX
641-782-2000 641-782-7288 641-782-5410 641-782-2618 641-782-6377
4uG 7, 2ocq
Ka-l 1 9

RE: WAL-MART #1435
806 Laurel Street
Creston, IA 50801
Dear City Council:

Creston's Restored Depot

I have received a signed Acknowledgment/Settlement Agreement regarding the violation of tobacco laws by the above captioned permittee. A copy is enclosed for your records.

I have also enclosed an Order form, accepting this agreement in lieu of a public hearing and concluding this matter. Please approve and sign this Order at your next regularly scheduled meeting.

The Original signed Order should then be sent to the permit holder. A copy should be returned to me, Arnold O. Kenyon, III, Creston City Attorney, 211 North Maple, Creston, IA 50801.

Thank you for your assistance. Please call me at (641)782-7007 if you have any questions.

OK,III/mack

Enclosure

cc: Mayor Warren Woods

#city

Prepared By: Lisa Williamson 116 W Adams Street, Creston, Iowa 50801 641-782-2000

RESOLUTION NO. ?? -10

RESOLUTION TO SPECIAL ASSESS NUISANCE ABATEMENT CHARGES DUE TO NON-PAYMENT BY PROPERTY OWNERS:

WHEREAS, the Creston City Council was presented with an estimate and a list of mowing nuisance abatements for the Summer of 2009, and;

WHEREAS, the City Nuisance Officer had previously filed nuisance abatement orders against the property and the nuisances were not abated in the time prescribed, and;

WHEREAS, the City Nuisance Officer ordered the nuisances abated, and;

WHEREAS, the City Clerk billed the property owners and the City was never paid.

BE AND IT IS HEREBY RESOLVED that the Creston City Council approves that the charges shall be collected in the same manner as general property taxes for the properties legally described as

Lot 100 Swigert's 1 st; Parcel #24010-450-100-00 (406 N Vine)	\$175.00
Lot 23 West Creston Sec C; Parcel #24010-360-019-00 (908 W Adair)	\$137.50
Lot 706 OP; Parcel #24010-320-567-00 (300 S Vine)	\$137.50
Lots 411 & 412, OP; Parcel #24010-320-352-00 (303 S Pine)	\$137.50
Lot 16 McDonald's N Sec A; Parcel #24010-390-013-00 (405 N Cherry)	\$137.50
S 10' Lot 231 All Lot 232 and N 30' Lot 233, OP; Parcel #24010-320-207-00 (306 S Maple)	\$137.50
Lot 238 West Creston Section A; Parcel #24010-340-230-00 (812 W Jefferson)	\$137.50
Lot 273, OP; Parcel #24010-320-238-00 (507 S Maple)	\$137.50
W 82' Lot 24, Railroad; Parcel #24010-560-023-00 (401 N Sycamore)	\$175.00
Lot 207, West Creston Sec C; Parcel #24010-360-185-00 (308 Russell Avenue)	\$250.00

BE AND IT IS FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute the proper documentation necessary.

BE AND IT IS FURTHER RESOLVED that any Resolution in conflict herewith is hereby repealed.

BE AND IT IS FURTHER RESOLVED that this Resolution be effective immediately upon its passage and approval by the Creston City Council.

PASSED AND APPROVED this 18th day of August 2009.

City Resolutions 081809---10 Page 1

ROLL CALL VOTE	AYE	NAY	ABSENT	ABSTAIN
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Larry Wynn

Randy White

Loyal Winborn

Betty Shelton

Marsha Wilson

Larry Wagner

Terri Koets

ATTEST:

WARREN WOODS

MAYOR, CITY OF CRESTON

LISA WILLIAMSON

CITY CLERK

City Resolutions 081809----10 Page 2

City of
CRESTON, IOWA
116 W. Adams • P.O. Box 449 • Creston, Iowa 50801-0449
Phone 641-782-2000 • Fax 641-782-6377
Creston's Restored Depot and City Hall
August 13, 2009

TO: Mayor Woods and City Council Members

RE: Conditional Use Permit Request

On August 11th, the Planning and Zoning Commission held a public hearing regarding a request for a conditional use permit regarding the construction of a 140 foot tall monopole cell tower. The request was made by the Creston School District and US Cellular. The tower is to be placed northwest of the school bus barn.

Property owners within 300 feet of the school property were notified by letter. There was no one from the public present to speak for or against the request, nor was any written correspondence received.

The Zoning Code in Section 166.05(3) Conditional Uses states: Governmental and public utility buildings and structures necessary for the health, safety and general welfare of the community provided that:

(1) Conformity with the surrounding neighborhood is maintained and required setbacks and side yard requirements are met.

(2) Equipment is completely enclosed in a permanent structure with no outside storage.

This tower is over 300 feet from any adjacent properties and there will be a small building at the base of the tower for equipment.

To compare the height of this tower to the tower at SWCC, the tower at SWCC is 350 feet tall and this tower will be 140 feet tall.

The Planning and Zoning Commission recommends to the City Council that the conditional use permit be approved for the construction of this tower.

Please contact me with any questions at 782-2000 ext. 1

Respectfully submitted,

Kevin Kruse
Zoning Administrator

City of
CRESTON, IOWA
116 W. Adams • P.O. Box 449 • Creston, Iowa 50801-0449
Phone 641-782-2000 • Fax 641-782-6377
Planning and Zoning Commission
Meeting Minutes
August 11, 2009

Creston's Restored Depot and City Hall

The Planning and Zoning Commission meeting was called to order by Dennis Brown at the Creston City Council Chambers at 6:00 p.m.

Members present: Dennis Brown, Martin Shawler and Larry Owens. Member not present: Dan Stephens.

One position on the Commission is vacant.

Also present: Kevin Kruse, Zoning Administrator; Rich Kotite and Shaun Hemsted from US Cellular.

A Public Hearing was held for consideration of a request from Creston Community Schools and US Cellular for a Conditional Use Permit to construct a 140' tall mono pole cell tower at 804 Academic Avenue on property owned by the School District and to be leased by US Cellular. The area is zoned as R-1 Single Family.

There was no one present to speak for or against the request. There was no written correspondence.

Rich Kotite and Shaun Hemsted explained that the pole and associated buildings would set northwest of school bus barn and that there would be no guy wires. They explained that the pole was needed to help give better service to areas with poor cell phone reception in that area. The Commission asked if the pole would be lighted at night and they responded that it is not be required to lighted by the FAA. The Commission asked if there would be anything associated with the tower that would affect quality of life for those in the area. Rich Kotite responded that there was not any issue associated with the tower that would have a negative affect on life quality.

After due consideration Shawler moved and Owens seconded to recommend to the Creston City Council that the Conditional Use Permit to construct a 140' monopole tower be approved. A roll call vote was taken with all present voting in favor of the motion.

The meeting was adjourned at 6:08 p.m.

Respectfully submitted,

-t

Kevin Kruse, Board Secretary

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SOUTHWEST IOWA  
HOT AIR BALLOON RACES  
208 W. Taylor P. O. Box 471  
Creston, Iowa 50801

REQUESTED STREET CLOSINGS FOR BALLOON DAYS

FRIDAY, SEPTEMBER 18

FOR THE ANTIQUE CAR SHOW: ELM STREET FROM ADAMS TO MONTGOMERY ALONG WITH THE CITY PARKING LOT AT ELM AND MONTGOMERY AND MONTGOMERY STREET FROM ELM TO OAK. AND OAK STREET FROM ADAMS TO MONTGOMERY FROM 3:00 P.M. TO 9:00 P.M.

SATURDAY, SEPTEMBER 19

FOR THE PARADE LINE-UP. FROM WALNUT TO CHERRY ON MONTGOMERY, AND ON CHERRY FROM MONTGOMERY TO HOWARD FROM 9:00 A.M. UNTIL AFTER THE PARADE ABOUT 12:30 P.M. CLOSE MONTGOMERY FROM CHERRY TO WALNUT FOR THE BUSES TO PARK UNTIL AFTER THE AWARD CEREMONY.

THE WEST DEPOT PARKING LOT ALL DAY FROM 5:00 A.M. TO 5:00 P.M. FOR THE ART AND CRAFT SHOW.

THE EAST DEPOT PARKING LOT FOR THE BANDS AWARD CEREMONY FROM 6:00 A.M. TILL NOON.

WE WOULD LIKE NO PARKING ON SOUTH CHERRY FROM TAYLOR STREET (OR HIGHWAY 34) TO THE CITY LIMITS FOR SAFETY TO THE PUBLIC FROM 6 A.M. TO 10 P.M. ON SATURDAY.

WE WOULD APPRECIATE TRAFFIC CONTROL AT HIGHWAY 34 AND SOUTH CHERRY FOLLOWING LIFT-OFF SATURDAY MORNING, AND AFTERNOON AND AFTER NIGHT GLOW.

FRIDAY, SEPTEMBER 18 AND SATURDAY, SEPTEMBER 19

CLOSE MAPLE STREET FROM ADAMS TO MONTGOMERY FOR THE FLEA MARKET. STOPPING TRAFFIC FROM 8:00 P.M. ON FRIDAY TO SATURDAY AT 6:00 P.M. PLEASE CLOSE THE ALLEY AT MAPLE.

WE NEED A PARADE PERMIT FOR SATURDAY, SEPTEMBER 19, AT 10:30 A.M. THE PARADE ROUTE WILL BE MILLS AT CHERRY WEST TO PINE, SOUTH TO MONTGOMERY, WEST TO DIVISION, SOUTH TO ADAMS, EAST TO THE EAST DEPOT PARKING LOT. WE WOULD APPRECIATE HAVING PARKING RESTRICTED ON THE PARADE ROUTE.

COULD WE PLEASE HAVE THE BARRICADES SET UP EARLY IN THE MORNING.

THANK YOU FOR YOUR HELP IN MAKING BALLOONING A SUCCESS.

SOUTHWEST IOWA HOT AIR BALLOON COMMITTEE

ROGER LANNING

PRESIDENT

V

YMCA

We build strong kids,  
strong families, strong communities.

August 12, 2009

City of Creston

Attn: Mike Taylor, City Administer

116 W. Adams Street

Creston, IA 50801

Dear Mike:

This letter is in regards to the Southern Prairie YMCA and the Bluegrass Optimist Club of Creston 5K Balloon Day Fun Run on September 19 at 8:00 AM until 9:30 AM. This will be the sixth annual event which is held at McKinley Park. I would like the permission of the city to use the park for this event. I will be contacting Creston Police Department about using an officer on Adams Street to help direct traffic. Park Street will need to be blocked off and volunteers will be located at Prairie Street, Adams Street, Stone Street, and Lake Shore Drive to help with directing runners and any traffic we may encounter.

If you have any questions or concerns about this trail, please contact me so we can discuss the issues.

Thank you,

acki Steffen

Executive Director

Southern Prairie YMCA

AIRPORT COMMISSION MEETING

PLACE:

DATE:-

TIME: ~2•"V'i'n'.

The Airport Commission meeting of I c' , 20 Q 9~'

was called to order by ka v r nJ G,c \_ c i~ at j,, , 'e o p.m.

Other commission members present were a/c w F \_\_6J ' R y ,rJ

The following were also in attendance: ,FF c"f ~,y~,vr/~~+r i>

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CA-) F moved seconded by :~ fv

to approve the agenda. All voted aye. Motion declared carried.

, /o y T moved seconded by \_o cAJ r

to approve the minutes of J tl,, - Y ;bd t- l . All voted aye. Motion declared carried.

Z 1, r t./ moved seconded by ' E

to review and approve claims for period ending, j t r t oZ .z, Zoe'

/~/,~/ ~~/~'i a7,,e~L- y, All voted aye.

Motion declared carried.

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moved seconded by  
to adjourn the meeting. All voted aye. Motion declared carried. Meeting adjourned at  
P.M.

Attest:  
Duane Osmun, Secretary Kevin Glick, Chairman

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d o w r moved seconded by C/.S~ ...s,~
to adjourn the meeting. All voted aye. Motion declared carried. Meeting adjourned at
°7= JD P.M.
Attest:

Duane Osmun, Secretary Kevin Glick, Chairman

City of
CRESTON, IOWA
116 W. Adams • P.O. Box 449 • Creston, Iowa 50801-0449
Phone 641-782-2000 • Fax 641-782-6377
Board of Adjustment
Meeting Minutes
August 4, 2009

Creston's Restored Depot and City Hall

Alan Shafer called the meeting to order at 5:00 p.m.

Board members present were Alan Shafer, Tom Braymen, Gary Bucklin, and Ken Stults.

Board member not present were Dick Lechtenberger

Others present; Gary Lybarger; Building Inspector and Kevin Kruse; Zoning Administrator.

The first item for consideration was a request from Brian Wallace to construct a detached garage at 1319 East Howard Street. The reason for the variance request is for failure to have a principal building on a lot, only an accessory building, as set forth in Chapter 166.05 of the Zoning Code. Brian Wallace was unable to attend so Gary Lybarger was present to explain the request. All adjacent neighbors were notified by petition with no objections being received. After due consideration Bucklin moved and Shaffer seconded to approve the request. With a voice vote all present voted in favor of the motion.

The second item for consideration was a request from Jo D. Lacina to construct a roofed front porch at 1108 Sunrise Drive. The reason for the variance request is for failure to meet front yard setback requirements as set forth in Chapter 166.05 of the Zoning Code. Ms. Lacina was unable to be present so Gary Lybarger was present to explain the request. All adjacent neighbors were notified by petition with no objections being received. After due consideration Shaffer moved and Stults seconded to approve the request. With a voice vote all present voted in favor of the motion.

The meeting was adjourned at 5:03 p.m.

Respectfully submitted,

Kevin Kruse

Board Secretary

PARK AND RECREATION BOARD

Meeting Minutes

Tuesday - July 27, 2009

The Park and Recreation Board met in regular session for the month of July. Attending were: John Kawa Mark Huff Chris Lane

Jane Brown Birdie Sandeman

Gary Borcharding Don Mosman

The Board approved the minutes of the July 22, 2009 meeting.

Motion --- Kawa

Second --- Brown

All voted aye --- Motion carried

The Board approved payment of \$1,573.37 to Iowa Outdoor Products from the McKinley Park Restricted Gift Fund.

Motion --- Kawa

Second --- Brown

All voted aye --- Motion carried

The Board heard a preliminary report on money received from the McKinley Park Festival.

The Board reviewed plans for the Golf Tournament on August 15, 2009, at Pine Valley.

The next meeting is scheduled for Tuesday, August 4, 2009, at 5:30 pm in Shelter #2 in McKinley Park.

The meeting adjourned at 6:30 p.m.

Jane xown,S tary